

special and more efficient road system for Collin county, in the State of Texas, and making county commissioners ex-officio road commissioners and prescribing their powers and duties as such, and providing for their compensation as such road commissioners; and providing for the condemnation of lands and other property by said county for the purpose of laying out and establishing roads and for straightening, widening or draining any established road, and for the condemnation of any timber, earth or other material for the construction and maintenance of public roads, and to provide for compensation for the material used; and providing for the working of county convicts on the public roads and county farm and the purchase of supplies for such convicts, and the rewards for the capture of escaped convicts and for the commutation of sentences for faithful service and good behavior, and providing the powers and duties and liabilities of road overseers, and to provide for the summoning of road hands and teams for road work, and for the allowance of time for services of hands and teams on public roads and fixing the penalty for violation of same, and relieving them from the performance of such work by the payment of three (\$3.00) dollars, and providing that delinquent poll tax payers shall be liable for extra road duty of three days and providing for the manner of summoning and working of all persons liable for road duty on the public roads who have not paid such road tax or poll tax, and permitting substitution and payment of money in lieu of such service and to provide for the manner of training and maintaining hedges along the public roads and the punishment for failure to comply therewith, and for the allowance of extra time for road overseers, and to provide punishment for all who obstruct any drainway of any public road; and providing further, making this act cumulative of the general laws now in force, and to repeal Chapter 84 of the Acts of the Thirty-sixth Legislature, being a special road law for Collin county, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,

Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 20, "An Act to amend Articles 586 and 587, Chapter 6, Title 11, of the Penal Code of the State of Texas, so as to provide a penalty for betting on all public elections, and defining public elections, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,

Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 35,

Resolved by the House of Representatives, the Senate concurring, That the action of the Speaker and the President of the Senate in signing enrolled House bill No. 324 be rescinded and that the Speaker of the House and the President of the Senate erase their names from the enrolled bill in order that further action may be had on said bill.

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

THIRTY-EIGHTH DAY.

(Wednesday, March 9, 1921.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Thomas.

The roll was called and the following members were present:

Adams.	Burmeister.
Aiken.	Burns.
Barker.	Carpenter.
Barrett of Bell.	Chitwood.
Barrett of Fannin.	Coffee.
Bass.	Crawford.
Beasley	Crumpton.
of Hopkins.	Cummins.
Beasley	Curtis.
of McCulloch.	Darroch.
Beavens.	Davis, John E.,
Black, W. A.,	of Dallas.
of Bexar.	Davis, John,
Bonham.	of Dallas.
Branch.	Dinkle.
Brown.	Duffey.
Bryant.	Duncan.
Burkett.	Edwards.

Estes.	Perkins
Faubion.	of Cherokee.
Fly.	Perkins of Lamar.
Fugler.	Perry.
Garrett.	Pollard.
Greer.	Pool.
Grissom.	Pope.
Hall.	Quicksall.
Hanna.	Rice.
Hardin.	Rogers of Harris.
Harrington.	Rogers of Shelby.
Henderson	Rosser.
of McLennan.	Rountree.
Henderson	Rowland.
of Marion.	Satterwhite.
Hendricks.	Schweppe.
Hill.	Seagler.
Horton.	Shearer.
Johnson of Ellis.	Sims.
Johnson	Smith.
of Wichita.	Sneed.
Jones.	Stephens.
Kacir.	Stevenson.
Kellis.	Stewart
King.	of Edwards.
Kveton.	Stewart of Reeves.
Lackey.	Swann.
Laird.	Sweet of Brown.
Lauderdale.	Sweet of Tarrant.
Lawrence.	Teer.
Lindsey.	Thomas
Looney.	of Limestone.
McCord.	Thomason.
McDaniel.	Thompson
McFarlane.	of Harris.
McKean.	Thompson
Malone.	of Red River.
Martin.	Thorn.
Mathes.	Thrasher.
Melson.	Veatch.
Menking.	Wadley.
Merriman.	Walker.
Miller of Dallas.	Wallace.
Miller of Parker.	Webb.
Morgan.	Wessels.
Moore.	West.
Morris of Medina.	Westbrook.
Morris	Williams
of Montague.	of McLennan.
Mott.	Williams
Neblett.	of Montgomery.
Owen.	Wright.
Patman.	

Absent.

Baldwin.	Cox.
Black, O. B.,	Johnson
of Bexar.	of Gillespie.
Brady.	

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Marshall.
Harrison.	Quaid.
Laney.	Quinn.

A quorum was announced present.
Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Beavens and Mr. Thompson of Harris for yesterday, on motion of Mr. Merriman.

Mr. Lindsey for yesterday, on motion of Mr. Lauderdale.

Mr. Binkley for today, on motion of Mr. Sims.

Mr. Baker for today, on motion of Mr. Moore.

Mr. Childers for the balance of this session, on motion of Mr. Horton, on account of sickness.

Mr. Quaid for today, on motion of Mr. Sims, on account of sickness.

SENATE BILL NO. 328 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 328, A bill to be entitled "An Act to amend Section 1, Chapter 15, Local and Special Laws of the State of Texas, passed by the Thirty-sixth Legislature at its Third Called Session creating the Garwood Independent School District in Colorado county, increasing the area of said district on the west side of the Colorado river so as to include within said district and in addition to the territory already contained therein the following described territory, set out within the hereinafter described field notes; prescribing the method of changing the boundaries of said district, and defining the boundaries of said school district, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 327 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 327, A bill to be entitled "An Act empowering and authorizing the county commissioners court of Bexar county to establish, maintain and operate a law library; authorizing the county commissioners court to appro-

prorate the sum of twenty thousand dollars (\$20,000) or so much thereof as they deem necessary to properly maintain and establish said library, such law library being established primarily for the benefit of the judges of the Thirty-seventh, Forty-fifth, Fifty-seventh and Seventy-third Judicial Districts, the county judge of Bexar county, the county judge of Bexar county for civil cases, the county judge of Bexar county for criminal cases; providing it shall be established in the county seat of Bexar county; providing all practitioners of the bar may use said library under conditions set out; providing county court shall select a law library board, being composed of county judge as chairman, one district judge and one reputable attorney; prescribing powers of said board, including their powers of recommendation, said board to receive no compensation; providing for the appointment of a law librarian and assistants and bonds for faithful performance shall be required for one year unless sooner terminated; providing that any reputable practicing attorney of Bexar county may use the said library; authorizing said commissioners court to receive gifts, title passing to county; setting out conditions of said gifts; providing county treasurer shall handle all funds as provided for other officials; providing that if any section shall be found unconstitutional it shall in nowise affect the remaining section, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 251 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 251. A bill to be entitled "An Act to amend Chapter 69 of the Special Laws passed at the Regular Session of the Thirty-second Legislature, 1911, and approved by the Governor March 23, 1911, which said act was amended at the Regular Session of the Thirty-fifth Legislature, 1917, by Chapter 66 of the Special Laws of the said Thirty-fifth Legislature and approved by the Governor the 26th day of March, 1917, and being an act entitled 'An Act incorporating the Winnsboro Independent School District in Wood and Franklin counties, Texas, for free school purposes only; defining its boundaries, providing for a board of trustees, divesting

the city of Winnsboro of the control of its public schools and title to school property and vesting the same in said Winnsboro Independent School District and its board of trustees; prescribing the right, powers, privileges and duties of trustees, and declaring an emergency,' by more clearly defining its boundaries and providing the date on which the fiscal year begins and ends and the date on which taxes unpaid shall become delinquent, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 287 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 287, A bill to be entitled "An Act creating the Buffalo Flat Common School District No. 20 in Hall county, Texas, describing its metes and bounds, providing for the assumption of its part of the bonded indebtedness of Turkey Independent District, placing the district under the general laws, providing for a board of three trustees, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 292 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 292, A bill to be entitled "An Act enlarging and creating Geneva Independent School District in Sabine county, Texas, and consolidating Rock Springs Common School District No. 18 and Red Oak Common School District No. 22 with Geneva Independent School District; defining its boundaries; providing for a board of trustees; vesting it with rights, powers, duties and privileges of independent school districts incorporated for school purposes only; providing for a board of equalization to fix the taxable valuation of the personal and real property in said district; divesting out of the Rock Springs Common School District No. 18 and Red Oak Grove Common School District No. 22 the title and the control of all school money and school property belonging to said common school districts, and vesting the title and the control of all such money and property in Geneva Independent School District; providing that

if any part of this act is declared unconstitutional such decisions shall not make void or annul its other provisions; repealing all laws in conflict with this act, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 255 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 255, A bill to be entitled "An Act repealing Chapter 47 of the Special Laws of the Regular Session of the Thirty-sixth Legislature, known as an act to create a more efficient road system for Wood county, as approved by the Governor on March 13, 1919, and repealing any and all other special laws and parts of special laws relating to a road system for Wood county; providing that hereafter only the general laws relating to roads for the various counties of the State of Texas shall be effective in Wood county; providing that any and all bonds heretofore issued by said Wood county, or any district in Wood county, shall remain valid obligations, and that taxes shall be assessed and collected for the payment of the interest and creating a sinking fund to liquidate said bonds in the same manner as that is now done, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 293 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 293, A bill to be entitled "An Act to authorize counties and cities of over ten thousand inhabitants, either or both, where a fund of fifty thousand dollars, or more, has been or shall be left by will, or otherwise, for the establishment and maintenance of a hospital in such city in which the sick and wounded of such city or of the State of Texas, who are indigent, may be admitted and receive the care and attention of the hospital and medical and surgical attention without cost; to aid in the maintenance of such hospital so far as in the judgment of the commissioners court of the county, or of the governing body of the city, may be proper; to provide hospital accommodations and medical and surgical attention for the sick and wounded of such

country or city who may be indigent, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 337 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 337, A bill to be entitled "An Act to create the 'County Court at Law' for Tarrant county, Texas, to define the jurisdiction thereof, and to conform to such change the jurisdiction of the county court of Tarrant county, fixing the salary of the judge of said court, providing the appointment and election of the judges of said court herein created, providing for the appointment of special judges and filling of vacancies in said office and providing an official shorthand reporter for said court, and declaring an emergency."

The bill was read second time and was passed to third reading.

MOTION TO TAKE UP HOUSE BILL NO. 444.

Mr. Williams of Montgomery moved to suspend the regular order of business to take up and have placed on its second reading and passage to engrossment, House bill No. 444, and the motion was lost.

HOUSE BILL NO. 581 ON THIRD READING.

On motion of Mr. Morris of Montague, the regular order of business was suspended to take up and have placed on its third reading and final passage,

H. B. No. 581, A bill to be entitled "An Act to amend Chapter 118, Special Laws passed at the Regular Session of the Thirty-fifth Legislature, the same being a special law for Cherokee county, Texas, etc., and declaring an emergency."

The Speaker laid the bill before the House and it was read third time.

The Clerk was directed to call the roll and the bill was passed by the following vote:

Yeas—120.

Adams.	Bass.
Aiken.	Beasley
Baldwin.	of Hopkins.
Barker.	Beasley
Barrett of Bell.	of McCulloch.
Barrett of Fannin.	Beavens.

Black, O. B., of Bexar.	Malone.
Black, W. A., of Bexar.	Martin.
Brady.	Mathes.
Branch.	Melson.
Brown.	Menking.
Bryant.	Merriman.
Burkett.	Miller of Dallas.
Burmeister.	Miller of Parker.
Burns.	Morgan.
Carpenter.	Moore.
Chitwood.	Morris of Medina.
Coffee.	Morris
Crawford.	of Montague.
Crumpton.	Mott.
Cummins.	Neblett.
Curtis.	Owen.
Darroch.	Patman.
Davis, John E., of Dallas.	Perkins
Davis, John, of Dallas.	of Cherokee.
Dinkle.	Perkins of Lamar.
Duffey.	Pollard.
Duncan.	Pool.
Edwards.	Pope.
Estes.	Quicksall.
Faubion.	Rice.
Fly.	Rogers of Harris.
Fugler.	Rogers of Shelby.
Garrett.	Rowland.
Greer.	Schweppe.
Grissom.	Seagler.
Hall.	Shearer.
Hanna.	Sims.
Hardin.	Smith.
Harrington.	Sneed.
Henderson	Stevenson.
of McLennan.	Stewart
Henderson	of Edwards.
of Marion.	Stewart of Reeves.
Hendricks.	Swann.
Hill.	Sweet of Tarrant.
Horton.	Thomas
Johnson of Ellis.	of Limestone.
Johnson	Thomason.
of Wichita.	Thompson
Jones.	of Harris.
Kacir.	Thompson
Kellis.	of Red River.
King.	Thorn.
Kveton.	Thrasher.
Lackey.	Veatch.
Laird.	Wadley.
Lauderdale.	Walker.
Lawrence.	Wallace.
Lindsey.	Webb.
Looney.	Wessels.
McCord.	West.
McDaniel.	Westbrook.
McFarlane.	Williams
McKean.	of McLennan.
	Williams
	of Montgomery.
	Wright.
	Absent.
Bonham.	Johnson
Cox.	of Gillespie.

Perry.	Stephens.
Rosser.	Sweet of Brown.
Rountree.	Teer.
Satterwhite.	

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Marshall.
Harrison.	Quaid.
Laney.	Quinn.

HOUSE JOINT RESOLUTION NO. 30
ON SECOND READING.

On motion of Mr. Darroch, the regular order of business was suspended to take up and have placed on its second reading.

H. J. R. No. 30, Relating to the amending of Article 17, Section 58, of the Constitution of the State of Texas, abolishing the Board of Prison Commissioners; providing for the supervision and management of the prison system under such laws as may be provided for by the Legislature.

The Speaker laid the resolution before the House and it was read second time.

The Clerk was directed to call the roll and the resolution was passed by the following vote:

Yeas—103.

Adams.	Davis, John,
Aiken.	of Dallas.
Baldwin.	Dinkle.
Barker.	Duffey.
Barrett of Bell.	Duncan.
Barrett of Fannin.	Edwards.
Bass.	Estes.
Beasley	Faubion.
of Hopkins.	Fly.
Beasley	Fugler.
of McCulloch.	Garrett.
Beavens.	Greer.
Black, O. B.,	Grissom.
of Bexar.	Hall.
Bonham.	Hanna.
Brady.	Hardin.
Branch.	Harrington.
Brown.	Henderson
Bryant.	of McLennan.
Burkett.	Henderson
Burmeister.	of Marion.
Burns.	Hendricks.
Carpenter.	Hill.
Chitwood.	Horton.
Coffee.	Johnson of Ellis.
Crawford.	Johnson
Crumpton.	of Wichita.
Cummins.	Jones.
Curtis.	Kacir.
Darroch.	Kellis.
Davis, John E.,	King.
of Dallas.	Lackey.

Laird.	Satterwhite.
Lauderdale.	Schwepe.
Lawrence.	Seagler.
Lindsey.	Shearer.
Looney.	Sims.
McCord.	Smith.
McDaniel.	Sneed.
McFarlane.	Stevenson.
McKean.	Stewart
Malone.	of Edwards.
Martin.	Stewart of Reeves.
Mathes.	Swann.
Melson.	Sweet of Brown.
Menking.	Sweet of Tarrant.
Merriman.	Teer.
Miller of Dallas.	Thomas
Miller of Parker.	of Limestone.
Moore.	Thomason.
Morris of Medina.	Thompson
Morris	of Harris.
of Montague.	Thompson
Mott.	of Red River.
Neblett.	Thorn.
Owen.	Thrasher.
Patman.	Veatch.
Perkins	Wadley.
of Cherokee.	Walker.
Perkins of Lamar.	Wallace.
Perry.	Webb.
Pollard.	Wessels.
Pool.	West.
Pope.	Westbrook.
Quicksall.	Williams
Rice.	of McLennan.
Rogers of Harris.	Williams
Rogers of Shelby.	of Montgomery.
Rountree.	Wright.
Rowland.	

Present—Not Voting.

Kveton.

Absent.

Black, W. A.,	Morgan.
of Bexar.	Rosser.
Cox.	Stephens.
Johnson	
of Gillespie.	

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Marshall.
Harrison.	Quaid.
Laney.	Quinn.

HOUSE BILL NO. 582 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 582, A bill to be entitled "An Act attaching the unorganized county of Cochran to the county of Hockley

for judicial purposes; providing that all books, papers, documents, records and property of every kind properly belonging to the county of Cochran and now in the possession or control of the county of Lubbock, or of any official of Lubbock county, shall be as soon as possible transferred and delivered to the proper officials of Hockley county; providing that all expenses incurred in effecting such transfer shall be borne and paid by the county of Hockley out of its general revenues; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 361 ON ENGROSSMENT.

The Speaker laid before the House, as pending unfinished business, on its passage to engrossment,

H. B. No. 361, A bill to be entitled "An Act to appropriate five million (\$5,000,000) dollars out of the general funds of the State to aid the public schools for the scholastic year beginning September 1, 1921, and ending August 31, 1922, the same to be distributed as the available school fund is now distributed."

The bill having been read second time on yesterday.

Question—Shall the bill be passed to engrossment?

Mr. Curtis offered the following amendment to the bill:

Amend House bill No. 361 by striking out "\$3,000,000" wherever same appears in the bill as amended and insert "\$2,000,000" in lieu thereof.

Mr. John Davis of Dallas raised a point of order on consideration of the amendment on the ground that it proposes to strike out a portion of the bill inserted by an amendment previously adopted.

The Speaker sustained the point of order.

Mr. Henderson of Marion offered the following amendment to the bill:

Amend House bill No. 361 by striking out the words "five million dollars (\$5,000,000)" in line 7, page 1, of the caption of the printed bill and insert in lieu thereof "three million dollars (\$3,000,000)."

Mr. Crumpton moved the previous question on the pending amendment and the engrossment of the bill, and the main question was ordered.

Question first recurring on the amendment, it was adopted.

Question next recurring on the en-

grossment of the bill, yeas and nays were demanded.

House bill No. 361 was passed to engrossment by the following vote:

Yeas—117.

Adams.	Lackey.
Aiken.	Laird.
Baldwin.	Lauderdale.
Barker.	Lawrence.
Barrett of Bell.	Lindsey.
Barrett of Fannin.	Looney.
Beasley	McCord.
of Hopkins.	McDaniel.
Beasley	McFarlane.
of McCulloch.	Malone.
Beavens.	Martin.
Black, O. B.,	Mathes.
of Bexar.	Melson.
Bonham.	Menking.
Brady.	Merriman.
Bryant.	Miller of Dallas.
Burkett.	Miller of Parker.
Burmeister.	Morgan.
Burns.	Moore.
Carpenter.	Morris of Medina.
Chitwood.	Morris
Coffee.	of Montague.
Cox.	Neblett.
Crawford.	Owen.
Crumpton.	Patman.
Cummins.	Perkins
Darroch.	of Cherokee.
Davis, John E.,	Perkins of Lamar.
of Dallas.	Perry.
Davis, John,	Pollard.
of Dallas.	Pool.
Dinkle.	Pope.
Duffey.	Quaid.
Dunean.	Quicksall.
Edwards.	Rice.
Estes.	Rogers of Harris.
Faubion.	Rogers of Shelby.
Fly.	Rosser.
Fugler.	Rountree.
Greer.	Rowland.
Grissom.	Schweppe.
Hall.	Seagler.
Hanna.	Shearer.
Hardin.	Sims.
Harrington.	Smith.
Henderson	Sneed.
of McLennan.	Stevenson.
Henderson	Stewart
of Marion.	of Edwards.
Hendricks.	Swann.
Hill.	Sweet of Brown.
Horton.	Sweet of Tarrant.
Johnson of Ellis.	Teer.
Johnson	Thomas
of Wichita.	of Limestone.
Jones.	Thomason.
Kacir.	Thompson
Kellis.	of Red River.
King.	Thorn.
Kveton.	Thrasher.

Veatch.
Wadley.
Walker.
Wallace.
Webb.
Wessels.
West.

Westbrook.
Williams
 of McLennan.
Williams
 of Montgomery.
Wright.

Nays—9.

Bass.
Black, W. A.,
 of Bexar.
Curtis.
Garrett.
McKean.

Mott.
Satterwhite.
Stewart of Reeves.
Thompson
 of Harris.

Absent.

Branch.
Brown.

Johnson
 of Gillespie.
Stephens.

Absent—Excused.

Baker.
Binkley.
Childers.
Harrison.
Laney.

Leslie.
McLeod.
Marshall.
Quinn.

Reason for Vote.

I vote "no" on House bill No. 361 for the reason that the revenues of the State are not sufficient to justify an appropriation of \$7,000,000 for the rural aid and to supplement the available fund. If there were no other means of support for the public schools than appropriating money out of the general revenues, I would vote for any amount necessary to efficiently maintain the public schools that would be within the available revenues. Had the rural aid bill carrying an appropriation of \$4,000,000 failed, then I would have voted for this appropriation of \$3,000,000.

SATTERWHITE.

Mr. Speaker: No man wants more to help the common schools than I. No member of this House has given this matter more careful thought. Those now advocating \$3,000,000 have not gone into this matter with the care that your Committee on Appropriations did, and reference to the record will disclose that a large majority of that committee, of which I am a member, voted to cut out this appropriation entirely. The bill called for \$5,000,000. A minority was in favor of \$2,000,000, and this bill was reported to this House adversely by the committee. It was printed on minority report, recommending \$2,000,000. It is useless for us to appropriate money far beyond the revenues of the State. Estimating the

revenues on the constitutional limit of taxation, which is 13 cents above this year's rate, we will put the State in the red if we finally pass this bill carrying \$3,000,000.

We have already passed in this House a bill carrying \$4,000,000 for aid to rural schools, for which I voted, and I would vote for \$2,000,000 in this connection for the next fiscal year. The eleemosynary institutions of this State, the courts, the institutions of higher education and the administrative departments of our State Government must be supported out of the general revenue. They have no way to raise revenue for their support except such money as we appropriate. The Constitution of this State has recently been amended so that every school district in this State may now vote any amount of tax necessary to supplement the per capita allowance from the available school fund. Much as I regret it, I am unable conscientiously to vote for this bill in its present form, and realizing that there is to be a called session for the express purpose of passing appropriation measures, I think consideration of this matter ought to be postponed until that time. For the foregoing reasons I vote "No."

MOTT,
CURTIS.

RELATING TO CONSIDERATION OF HOUSE BILLS.

Mr. Williams of McLennan moved that the third paragraph of Section 5, Rule 18, providing that no House bill, except appropriation bills, on its second reading shall be considered for any purpose during the last seventy-two hours before the final adjournment of the Legislature be suspended until 4 o'clock p. m. today.

Yeas and nays were demanded, and the motion was lost by the following vote:

Yeas—35.

Adams.	Curtis.
Aiken.	Davis, John E.,
Baldwin.	of Dallas.
Barker.	Duffey.
Barrett of Bell.	Estes.
Beasley	Fly.
of Hopkins.	Johnson
Beavens.	of Wichita.
Black, O. B.,	Kellis.
of Bexar.	King.
Bonham.	Kveton.
Burmeister.	Lackey.
Carpenter.	Looney.
Chitwood.	

Morris	Seagler.
of Montague.	Smith.
Patman.	Sneed.
Perkins	Thompson
of Cherokee.	of Harris.
Pope.	Wessels.
Quicksall.	Williams
Rogers of Harris.	of McLennan.

Nays—84.

Barrett of Fannin.	Melson.
Bass.	Menking.
Beasley	Merriman.
of McCulloch.	Miller of Dallas.
Black, W. A.,	Miller of Parker.
of Bexar.	Morgan.
Bryant.	Moore.
Burkett.	Morris of Medina.
Coffee.	Mott.
Crawford.	Neblett.
Crumpton.	Owen.
Cummins.	Perkins of Lamar.
Darroch.	Perry.
Davis, John,	Pollard.
of Dallas.	Pool.
Dinkle.	Rice.
Duncan.	Rogers of Shelby.
Edwards.	Rosser.
Faubion.	Rountree.
Garrett.	Rowland.
Greer.	Satterwhite.
Grissom.	Schweppe.
Hall.	Shearer.
Hanna.	Sims.
Hardin.	Stephens.
Harrington.	Stevenson.
Henderson	Stewart
of McLennan.	of Edwards.
Henderson	Swann.
of Marion.	Sweet of Brown.
Hendricks.	Sweet of Tarrant.
Hill.	Teer.
Horton.	Thomas
Johnson of Ellis.	of Limestone.
Jones.	Thomason.
Kacir.	Thompson
Laird.	of Red River.
Lauderdale.	Thorn.
Lawrence.	Thrasher.
Lindsey.	Wadley.
McCord.	Walker.
McDaniel.	West.
McFarlane.	Westbrook.
McKean.	Williams
Malone.	of Montgomery.
Martin.	Wright.
Mathes.	

Absent.

Brady.	Johnson
Branch.	of Gillespie.
Brown.	Quaid.
Burns.	Stewart of Reeves.
Cox.	Veatch.
Fugler.	Wallace.
	Webb.

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Marshall.
Harrison.	Quinn.
Laney.	

HOUSE BILL NO. 525 ON SECOND READING.

On motion of Mr. Pollard, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 525, A bill to be entitled "An Act making appropriation for the purchase by the Adjutant General of Texas of fireproof filing cabinets for the storing and preserving of the war records of the soldiers, sailors, marines and nurses of Texas who served in the world war, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 519 ON SECOND READING.

On motion of Mr. Aiken, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 519, A bill to be entitled "An Act amending Section 25 of Chapter 60 of the General Laws of the Regular Session of the Legislature, as amended and enacted by Chapter 12 of the General Laws of the First Called Session of the Thirty-fifth Legislature, so as to authorize the county commissioners courts to appoint a person, or persons, to administer hog cholera virus without the necessity of obtaining the permission of the Live Stock Sanitary Commission, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Darroch moved the previous question on the engrossment of the bill, and the main question was ordered.

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 519 was passed to engrossment by the following vote:

Yeas—71.

Adams.	Beasley
Aiken.	of Hopkins.
Barker.	Beavens.
Barrett of Fannin.	Burmeister.

Carpenter.
Coffee.
Cox.
Crawford.
Cummins.
Curtis.
Darroch.
Davis, John E.,
of Dallas.
Davis, John,
of Dallas.
Dinkle.
Edwards.
Faubion.
Garrett.
Greer.
Grissom.
Hanna.
Henderson.
of McLennan.
Henderson
of Marion.
Horton.
Johnson of Ellis.
Kacir.
Kellis.
King.
Laird.
Lauderdale.
Lawrence.
Lindsey.
Looney.
McCord.
McDaniel.
McFarlane.
McKean.
Malone.
Martin.

Melson.
Merriman.
Miller of Dallas.
Miller of Parker.
Morris
of Montague.
Mott.
Patman.
Perkins
of Cherokee.
Perkins of Lamar.
Perry.
Pollard.
Rice.
Rogers of Harris.
Rogers of Shelby.
Rosser.
Seagler.
Shearer.
Sneed.
Stephens.
Stevenson.
Swann.
Sweet of Brown.
Sweet of Tarrant.
Teer.
Thomas
of Limestone.
Thomason.
Thompson
of Harris.
Thompson
of Red River.
Thorn.
Webb.
Westbrook.
Williams
of Montgomery.

Nays—33.

Barrett of Bell.	Lackey.
Beasley	Mathes.
of McCulloch.	Menking.
Black, O. B.,	Morris of Medina.
of Bexar.	Neblett.
Black, W. A.,	Owen.
of Bexar.	Pool.
Bryant.	Quicksall.
Burkett.	Rowland.
Duffey.	Satterwhite.
Duncan.	Sims.
Estes.	Smith.
Fly.	Stewart
Hardin.	of Edwards.
Harrington.	Stewart of Reeves.
Johnson	Thrasher.
of Wichita.	Williams
Jones.	of McLennan.

Present—Not Voting.

Crumpton.	Rountree.
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Absent.

Baldwin.	Branch.
Bass.	Brown.
Bonham.	Burns.
Brady.	Chitwood.

Fugler.	Quaid.
Hall.	Schweppe.
Hendricks.	Veatch.
Hill.	Wadley.
Johnson	Walker.
of Gillespie.	Wallace.
Kveton.	Wessels.
Morgan.	West.
Moore.	Wright.
Pope.	

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Marshall.
Harrison.	Quinn.
Laney.	

Mr. Johnson of Wichita raised a point of order on the engrossment of the bill, on the ground that the time allotted under the rules of the House for the consideration of House bills on second reading expired while the roll was being called on engrossment of the bill.

The Speaker declined to rule on the point of order and stated that he would submit the matter to the House for its decision.

The House overruled the point of order.

RECESS.

On motion of Mr. Satterwhite, the House, at 12:10 o'clock p. m., took recess to 1:30 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 1:30 o'clock p. m., and was called to order by Speaker Thomas.

SENATE BILL NO. 278 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 278, A bill to be entitled "An Act making an appropriation of five hundred and fifty thousand dollars (\$550,000) out of funds in the State Treasury not otherwise appropriated, to the Prison Commission of the State of Texas for the purpose of paying the operating expenses of said Prison Commission during the remainder of the present fiscal year and the purchase price of the Blue Ridge Farm and other indebtedness incurred by said commission under authority of law; providing for the return to the State Treasury of the amounts unused by it out of this

appropriation, and declaring an emergency."

The bill was read second time.

Mr. Seagler offered the following amendment to the bill:

Amend Senate bill No. 278 by substituting in lieu of Senate engrossed rider, page 2, the following, to be added after Section 2, page 2:

"Provided, that no part of this appropriation shall be used to pay any part of any claim for purchase price against the State or against the Prison Commission of the State on account of the purported purchase by the Prison Commission from the Fort Bend Cotton Oil Company of a certain oil mill located at Richmond, Texas, nor shall any improvements or additions to said oil mill or any of its appurtenances, or upon any part of the premises on which same is located, be made or paid for out of the moneys herein appropriated or coming into the hands of the Prison Commission of Texas from any other source unless such payment or expenditure shall have first been specifically authorized by the Legislature. It is further expressly enacted that the purchase of said oil mill and premises on which same is located is in nowise approved or ratified by the Legislature.

Signed—Darroch, Chitwood, Seagler, Teer.

The amendment was adopted.

Senate bill No. 278 was then passed to third reading.

HOUSE BILL NO. 452 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 452, A bill to be entitled "An Act to validate sales of certain public school lands situated in whole or in part in Uvalde county, State of Texas, sold by the State on November 28, 1904; September 20, 1909, and January 2, 1919, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 527 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 527, A bill to be entitled "An Act to create a special road law for Medina county; to provide for a special road tax; making the county commissioners of said county ex-officio road supervisors and prescribing their duties as such, and providing for their compensation as such road supervisors;

providing that in said county the payment of taxes by labor is abolished, and that all provisions of law concerning road overseers shall be of no further force or effect; providing that said commissioners shall have authority to hire road bosses and fix their compensation as such; providing that said special law shall be cumulative of all general laws on the subject and shall be taken notice of by all the courts in the same manner as the general laws of the State of Texas on the subject of roads and bridges when not in conflict therewith, but in case of conflict this act shall control as to Medina county; that Chapter 28, Special Laws of the State of Texas, passed by the Thirtieth Legislature, which took effect March 18, 1907, and which was amended by Chapter 93 of the Special Laws of the State of Texas and passed by Thirty-fourth Legislature and which took effect on the 22nd day of June, 1915, is hereby re-enacted and amended so as to read as follows."

The bill was read third time.

Mr. Morris of Medina offered the following amendments to the bill:

(1)

Amend House bill No. 527, page 4, Section 8, line 3, by inserting between the words "salary" and "fund" the following: "of twelve hundred dollars (\$1,200) per annum, payable monthly out of the general."

(2)

Amend House bill No. 527, page 5, Section 11, line 7, by striking out "92" and insert in lieu thereof "93."

The amendments were severally adopted.

House bill No. 527 was then passed.

HOUSE BILL NO. 529 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 529, A bill to be entitled "An Act to amend Chapter 5 of the Acts of the Thirty-sixth Legislature, Third Called Session, being 'An Act creating the county court at law for Wichita county, Texas, and fixing and defining its duties, powers and jurisdiction, and also fixing the salaries of the judge of the county court at law and the salary of the county judge of Wichita county, Texas'; to further provide and authorize the judge of the county court, Wichita county, at law, to appoint an official shorthand reporter for

the county court, Wichita county, at law and also fixing and providing for and specifying the manner of payment of the compensation for the official shorthand reporter of the county court, Wichita county, at law, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 541 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 541, A bill to be entitled "An Act creating the Laketon Independent School District in Gray county, Texas, covering territory now known as the Common School Districts Nos. 1, 4, 7, 14, and a part of the Common School District Nos. —; defining its boundaries and providing for the election of a board of trustees and the election thereof and the manner of determining their term of office; defining their qualifications, powers, duties and authority, and defining their limitations, and providing for filling vacancies in said board; authorizing the board of trustees to levy, assess and collect taxes, to pay the current expenses in the maintenance and support of the public free school therein; providing for a secretary, treasurer, tax assessor and collector and other officers and committees and defining their duties; and providing for their compensation; providing the manner of assessing taxes; providing for a board of equalization; vesting all the property of the above named common school districts and parts of common school districts in the Laketon Independent School District, and providing that Laketon Independent School District shall be liable for all claims and debts now existing against said above named common school district, and providing for the management and control of the public free schools in said independent school district, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 545 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 545, A bill to be entitled "An Act making it unlawful for any person or persons to hunt and kill doves and quail more than thirty-one days in each year in Fayette county, State of Texas, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 584 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 584, A bill to be entitled "An Act creating the Hull Independent School District in Liberty county, Texas; defining its boundaries; providing for a board of trustees to manage schools within said district, and investing the said district with the rights, powers, authority, jurisdiction, privileges and duties of a town or village incorporated for free school purposes only under the general laws, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 265 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 265, A bill to be entitled "An Act to amend Chapter 85 of the Acts of the Regular Session of the Thirty-third Legislature, entitled 'An Act to provide the mode by which horses, mules, jacks, jennets and cattle may be prevented from running at large in subdivisions of Harris county,' and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 273 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 273, A bill to be entitled "An Act to amend Sections 1 and 7 of Chapter 13 of the Special Laws of the Twenty-ninth Legislature, creating a more efficient road system for Caldwell county, Texas; making the county commissioners of said county ex-officio road supervisors; prescribing their duties, providing compensation for their services and designating the funds out of which said compensation is to be paid, and requiring that they give bond; providing the length of time road overseers may be worked on the public road, and fixing the compensation which may be paid said overseers for overtime, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 577 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 577, A bill to be entitled "An Act creating the Lueders Independent School District of Jones county, Texas; defining its boundaries; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas on independent school districts, and the board of trustees thereof; declaring that all taxes or bonds heretofore authorized by any and all former school districts included within the boundaries hereof shall remain in full force and effect; providing that such board of trustees shall have the power to take, receive, sell, convey, transfer and dispose of real and personal property; repealing Chapter 11 of the Special Laws of Texas as passed at the Second Called Session of the Thirty-first Legislature; providing for elementary schools at convenient locations; providing for transportation of pupils, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 149 ON SECOND READING.

On motion of Mr. Quicksall, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 149, A bill to be entitled "An Act providing that a person, firm or corporation engaged in the dairying business, or in the distribution or sale of milk, may file in the office of the county clerk name, trade mark, design, etc., used, and cause publication of same in a newspaper, and thereby acquire exclusive use of such name, etc.; and regulating the use and sale of trade name, trade mark, etc., and properly marked with same, and providing penalties."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 288 ON SECOND READING.

On motion of Mr. Williams of McLennan, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 288, A bill to be entitled "An Act providing that any corporation, partnership, joint stock association, trust estate engaged in business

for profit, or any religious, educational, eleemosynary, charitable, benevolent institution or undertaking may be the beneficiary in any policy of insurance company, and shall have an insurable interest in the proceeds of said policy to the extent of the full face of same; and further providing that all corporations, partnerships, joint stock associations or trust estates doing business for profit, or any religious, educational, eleemosynary, charitable or benevolent institution or undertaking now designated as beneficiaries in policies of insurance heretofore issued by a legal reserve life insurance company, shall have an insurable interest in the proceeds of said policies for the full face of said policies, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

**MOTION TO TAKE UP SENATE
BILL NO. 237.**

Mr. Westbrook moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading, Senate bill No. 237.

The motion was lost.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 263, A bill to be entitled "An Act fixing the maximum passenger rate that may be charged by any steam railroad company or interurban railway company for transporting certain peace officers of this State, when traveling on official business between points within this State, making it an offense for any steam railroad company or electric interurban railway company or any person or persons operating the same, or the receivers or lessees thereof, or any officer, agent or employe of any such company in this State to charge more than such maximum rate, and prescribing a penalty therefor; declaring it to be an offense for any peace officer entitled to the benefits of this act to accept the benefits thereof when traveling on other than official business, or for any person not entitled to the benefits of this act to falsely represent himself as entitled to the same and to purchase or offer to purchase transportation at the rate fixed by this act; fixing a penalty therefor, and declaring an emergency."

tion at the rate fixed by this act; fixing a penalty therefor, and declaring an emergency."

Has adopted the conference committee report on

S. B. No. 7, A bill to be entitled "An Act providing that all automobiles, trucks and other motor vehicles owned by the State of Texas, or any department thereof, shall have printed in letters not less than two inches in height on each side thereof the word 'Texas,' followed by the name of the department of the State government controlling such vehicle; providing a penalty for using such vehicle not so designated, and declaring an emergency."

Has adopted

S. C. R. No. 29, Providing for the purchase and delivery of suitable flowers to Mr. and Mrs. H. H. Sevier.

And has adopted

H. C. R. No. 36, Indorsing a definite and comprehensive national policy of reclamation of arid and swamp lands.

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

**SENATE BILL NO. 311 ON SECOND
READING.**

On motion of Mr. Swann, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

S. B. No. 311, A bill to be entitled "An Act to fix the time of holding the district court in the various counties in the Seventh Judicial District of Texas, to validate all process bonds and recognizances heretofore taken in the courts of said district and all judgments rendered, or to be rendered, repealing all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

**SENATE BILL NO. 142 ON SECOND
READING.**

Mr. Beavens moved to suspend the regular order of business to take up and have placed on its second reading and passage to third reading, Senate bill No. 142.

Yeas and nays were demanded, and the motion prevailed by the following vote:

Yeas—80.

Mr. Speaker.	Beavens.
Barrett of Fannin.	Black, O. B.,
Bass.	of Bexar.
Beasley	Brady.
of Hopkins.	Branch.

Burkett.	Miller of Parker.
Burns.	Morgan.
Carpenter.	Moore.
Chitwood.	Morris of Medina.
Coffee.	Morris
Crawford.	of Montague.
Cummins.	Neblett.
Davis, John E.,	Owen.
of Dallas.	Patman.
Dinkle.	Perkins of Lamar.
Duncan.	Perry.
Edwards.	Pollard.
Faubion.	Pool.
Fugler.	Pope.
Greer.	Rice.
Grissom.	Rogers of Harris.
Hanna.	Rogers of Shelby.
Hardin.	Rountree.
Harrington.	Rowland.
Hendricks.	Satterwhite.
Johnson of Ellis.	Seagler.
Johnson	Shearer.
of Wichita.	Sims.
Jones.	Stewart
Kacir.	of Edwards.
King.	Stewart of Reeves.
Kveton.	Swann.
Laird.	Sweet of Brown.
Lauderdale.	Teer.
Lawrence.	Thompson
Lindsey.	of Harris.
Looney.	Thompson
McDaniel.	of Red River.
McFarlane.	Thrasher.
McKean.	Veatch.
Malone.	Walker.
Martin.	West.
Melson.	Westbrook.
Merriman.	Wright.

Nays—31.

Adams.	Henderson
Aiken.	of Marion.
Barker.	Horton.
Barrett of Bell.	Kellis.
Beasley	McCord.
of McCulloch.	Miller of Dallas.
Burmeister.	Mott.
Crumpton.	Quicksall.
Curtis.	Sneed.
Darroch.	Stephens.
Davis, John,	Stevenson.
of Dallas.	Sweet of Tarrant.
Duffey.	Thomas
Estes.	of Limestone.
Fly.	Wadley.
Garrett.	Webb.
Hall.	Williams
Henderson	of Montgomery.
of McLennan.	

Absent.

Baldwin.	Brown.
Black, W. A.,	Bryant.
of Bexar.	Cox.
Bonham.	Hill.

Johnson	Schweppe.
of Gillespie.	Smith.
Lackey.	Thomason.
Mathes.	Thorn.
Menking.	Wallace.
Perkins	Wessels.
of Cherokee.	Williams
Rosser.	of McLennan.

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Marshall.
Harrison.	Quaid.
Laney.	Quinn.

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 142, A bill to be entitled "An Act to amend Title 3 of the Revised Civil Statutes of the State of Texas, 1911, entitled 'Aliens,' relating to the rights, powers and disabilities of aliens and of certain companies, associations and corporations with respect to property in this State, providing for escheats in certain cases, prescribing the procedure therein, requiring reports of certain property holdings to facilitate the enforcement of this act, prescribing penalties for the violation of the provisions hereof, and repealing all acts or parts inconsistent or in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. Pope offered the following amendment to the bill:

Amend Senate bill No. 142 by striking out all after line 35, page 1, of the printed bill, and inserting in lieu thereof the following:

Art. 15. No alien or person who is not a citizen of the United States shall acquire title to or own any lands in the State of Texas, or acquire any leasehold or other interest in such lands, except as hereinafter provided; but he shall have and enjoy in the State of Texas such rights as to personal property as are or shall be accorded to citizens of the United States by the laws of the nation to which such alien shall belong, or by the treaties of such nation with the United States, except as the same may be affected by the provisions of this title and the general laws of the State.

Art. 16. This title shall not apply to any land now owned in this State by aliens, not acquired in violation of any law of this State, so long as it is held by the present owners; nor to lots or parcels of land owned by aliens in any incorporated town or city of this State, nor to the following classes of aliens, who are, or who shall become, bona fide

inhabitants of this State, so long as they shall continue to be such bona fide inhabitants of the State of Texas:

(1) Aliens who were bona fide inhabitants of this State on the date on which this act becomes a law.

(2) Aliens eligible to citizenship in the United States who shall become bona fide inhabitants of this State, and who shall, in conformity with the naturalization laws of the United States have declared their intention to become citizens of the United States.

(3) Aliens who are natural born citizens of nations which have a common land boundary with the United States.

(4) Aliens who are citizens or subjects of a nation which now permits American citizens to own land in fee in such country; and any resident alien who shall acquire land under the provisions of this article shall have five years after he shall cease to be a bona fide inhabitant of this State in which to alienate said land.

Art. 17. The provisions of this title shall not prevent aliens from acquiring lands, or any interest therein, in the ordinary course of justice in the collection of debts; nor from acquiring liens upon real estate, or any interest therein; nor from lending money and securing the same upon real estate, or any interest therein; nor from enforcing any such lien; nor from acquiring and holding title to such real estate, or any interest therein, upon which a lien may have heretofore or may hereafter be fixed, or upon which a loan of money may have been heretofore or hereafter may be made and secured.

Art. 18. All aliens, prohibited from owning land in this State under the provisions of this title who shall hereafter acquire real estate in Texas by devise, descent, or by purchase as permitted by this title, may hold same for five years; and if such alien is a minor, he may hold same for five years after attaining his majority, or if of unsound mind, for five years after the appointment of a legal guardian.

Art. 19. Any alien who shall hereafter hold lands in Texas, in contravention of the provisions of this title, may, nevertheless, convey the fee simple title thereof at any time before the institution of escheat proceedings as hereinafter provided; provided, however, that if any such conveyance shall be made by such alien either to an alien or to a citizen of the United States, in trust, and for the purpose and with the intention of evading the provisions of this title such conveyance shall be null and void; and any such land so con-

veyed shall be forfeited and escheated to the State absolutely.

Art. 20. It shall be the duty of the Attorney General, or the district or county attorney, when he shall be informed, or have reason to believe that lands in the State are being held contrary to the provisions of this title, to institute suit in behalf of the State of Texas in the district court of the county where such lands are situated, praying for the escheat of the same on behalf of the State, as in cases of estates of persons dying without devise thereof and having no heirs.

Art. 21 (a). No alien shall ever be appointed or permitted to qualify as guardian of the estate of any minor or person of unsound mind, or as executor or administrator of the estate of any decedent in this State, unless he is permitted to own land under the provisions of this title.

Art. 21 (b). No corporation in which the majority of the capital stock is legally or equitably owned by aliens prohibited by law from owning land in the State of Texas shall acquire title to or own any lands in the State of Texas, or any leasehold or other interest in such lands; and land so owned shall be subject to escheat under the provisions of this title as though owned by a non-resident alien.

Art. 21 (c). Land owned in trust, either by an alien or by a citizen of the United States, for the beneficial use of any alien or aliens, or any corporation prohibited from owning land in this State under the provisions of this title, shall be subject to forfeiture as though the legal title thereto was in such alien or corporation.

Sec. 2. All laws and parts of laws in conflict herewith are hereby expressly repealed.

Sec. 3. The fact that aliens who do not propose becoming citizens of the United States are now attempting to acquire title to large bodies of fertile land in this State creates an emergency and an imperative public necessity that this bill shall and it hereby does take effect from and after its passage.

(2)

Amend the caption of Senate bill No. 142 by striking out all of the caption after the word "aliens," in line 24 of the printed bill, and inserting in lieu thereof the following:

"Limiting and regulating the ownership and leasing of real estate and personal property by aliens in the State of Texas; prohibiting the ownership of real estate by corporations in which the ma-

jority of the capital stock is legally or equitably owned by aliens; prohibiting aliens from acting as guardians of estates of minors and persons of unsound mind, or as executors or administrators of estates of decedents; providing for the escheat of lands held contrary to law; repealing all laws in conflict with this act, and declaring an emergency."

Mr. John Davis of Dallas moved the previous question on the pending amendment and the passage of the bill to third reading, and the motion was lost.

Mr. Laird offered the following substitute for the amendment:

Amend Senate bill No. 142 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That Title 3 of the Revised Civil Statutes of the State of Texas, 1911, and all amendments thereof be amended so as to hereafter read as follows:

Article 15. Alien Ownership of Land Inhibited.—No alien or person who is not a citizen of the United States, or if born in a foreign country has not secured naturalization papers since coming to this country, shall acquire title to or own any lands in the State of Texas, except as hereinafter provided; but he shall have and enjoy in the State of Texas such rights as to personal property as are or shall be accorded to citizens of the United States by the law of the nation to which such alien shall belong, or by the treaties of such nation with the United States, except as the same may be affected by the provisions of this title and the general laws of the State.

Article 16. Under Circumstances and Conditions Permitted.—This title shall not apply to land now owned in this State by aliens so long as it is held by the present owners, nor to any person of foreign birth who shall have secured naturalization papers since coming to this country. Provided, that resident aliens who have acquired lands in this State, who remove from this State without becoming a naturalized citizen, shall have ten years in which to dispose of such land.

Article 17. Interest in Liens and Acquisitions of Lands under Foreclosures, and to Collect Debts, Permitted.—The provisions of this title shall not prevent aliens from acquiring lands, or any interest therein, in the ordinary course of justice in the collection of debts; nor from acquiring liens upon real estate or any interest therein; nor from

lending money and securing the same upon real estate or any interest therein; nor from enforcing any such lien; nor from acquiring and holding title to such real estate or any interest therein, upon which a loan of money may have been heretofore or hereafter may be made and secured.

Article 18. May Hold for Ten Years, Provided, etc.—All non-resident aliens who may hereafter acquire real estate in Texas by devise or descent under the provisions of this title may hold the same for ten years; provided, that if any such non-resident alien is a minor he may hold such real estate for ten years from the time of reaching his or her majority, or if of unsound mind for ten years after the appointment of a legal guardian.

Article 19. May Convey Before Escheat Proceedings; Good Faith Required.—Any alien who shall hereafter hold lands in Texas, in contravention of the provisions of this title, may, nevertheless, convey the fee simple title thereof at any time before the institution of escheat proceedings, as hereinafter provided; provided, however, that if any such conveyance shall be made by such alien, either to an alien or to a citizen of the United States, in trust, and for the purpose and with the intention of evading the provisions of this title, such conveyance shall be null and void; and any such land so conveyed shall be forfeited and escheated to the State absolutely.

Article 20. Proceedings to Escheat; by Whom Instituted and When; Notice Required.—It shall be the duty of the Attorney General, or the district or county attorney, when he shall be informed, or have reason to believe, that lands in the State are being held contrary to the provisions of this title, to institute suit in behalf of the State of Texas in the district court of the county where such lands are situated, praying for the escheat of the same on behalf of the State, as in cases of estates of persons dying without the devise thereof and having no heirs; provided, before any such suit is instituted, the Attorney General, district or county attorney, as the case may be, shall give ninety days' notice by registered letter of his intention to sue, directed to the owner of said land, or the person who last rendered same for taxes, or his agents, and to all of the persons having an interest in such land, of which the plaintiff has actual or constructive notice.

Article 21. Judgment and Proceed-

ings after Judgment of Escheat.—It shall be determined upon the trial of any such escheat proceedings that lands are held contrary to the provisions of this title, the court trying said cause shall render judgment condemning such lands, and shall order the same to be sold under execution; and the proceeds of such sale, after deducting the cost of such suit, shall be paid to the clerk of such court so rendering judgment; and said funds shall remain in the hands of such clerk for one year from the date of such payment, subject to the order of the alien owner of such lands or his heirs or legal representatives, and if not claimed within the period of one year, such clerk shall pay the same into the Treasury of the State for the benefit of the available school fund of the State of Texas; provided, that when any money shall have been paid to the Treasurer, as hereinbefore provided, an alien, his heirs or assigns, may recover the same from the State in the same manner prescribed in Articles 3583, 3584, 3585, 3586, 3587 and 3591 of Chapter 28, Title 52, of the Revised Civil Statutes of the State of Texas, relating to the recovery of funds of estates of decedents by the heirs, etc., where the same has been paid into the Treasury by the administrator or executor; provided, that the defendant at any time before final judgment may suggest that he has conformed with the law, which being admitted or proved, said suit shall be dismissed on payment of costs and reasonable attorney's fee to be fixed by the court.

Article 21 (a). No person who is ineligible to the ownership of land in the State of Texas under the provisions of this act shall ever be appointed or permitted to qualify as guardian of the estate of any minor or person of unsound mind, or as executor or administrator of the estate of decedents in this State.

Article 21 (b). No firm, stock company or corporation, a majority of whose stock or shares is legally or equitably owned by person ineligible to ownership of land in the State of Texas, shall acquire title to or own any lands in the State of Texas, or any leasehold or other interest in such lands. And lands so owned shall be subject to escheat under the provisions of this title as though owned by an alien.

Article 21 (c). Land owned in trust, either by an alien or by a citizen of the United States for the beneficial use of any alien or aliens or any firm, stock company or corporation prohibited from

owning land in this State under the provisions of this title, shall be subject to forfeiture as though the legal title thereto was in such alien or corporation.

Article 21 (d). If two or more persons conspire to effect a transfer of real property, or of an interest therein in violation of the provisions hereof, they are punishable by imprisonment in the county jail or State Penitentiary not exceeding two years, or by a fine not exceeding five thousand dollars, or both.

Article 21 (c). All acts and parts of acts inconsistent or in conflict with the provisions hereof are hereby repealed; provided, that this act shall not affect pending action or proceedings, but the same may be prosecuted and defended with the same effect as if this act had not been adopted; provided, that if any article or part of article in this act shall be held to be unconstitutional it shall not affect or invalidate any other provision of this act.

(Mr. Darroch in the chair.)

Mr. Pollard moved to table the substitute.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—87.

Aiken.	Grissom.
Baldwin.	Hall.
Barrett of Bell.	Hanna.
Barrett of Fannin.	Harrington.
Bass.	Henderson
Beasley	of Marion.
of McCulloch.	Hendricks.
Beavens.	Hill.
Black, O. B.,	Horton.
of Bexar.	Johnson of Ellis.
Bonham.	Johnson
Brady.	of Wichita.
Branch.	Jones.
Brown.	Kacir.
Burkett.	Lauderdale.
Burmeister.	Lawrence.
Burns.	Lindsey.
Carpenter.	Looney.
Coffee.	McDaniel.
Cox.	McFarlane.
Crawford.	McKean.
Cummins.	Martin.
Curtis.	Mathes.
Davis, John E.,	Melson.
of Dallas.	Menking.
Davis, John,	Merriman.
of Dallas.	Miller of Dallas.
Duncan.	Miller of Parker.
Faubion.	Morgan.
Fly.	Morris of Medina.
Fugler.	Morris
Garrett.	of Montague.
Greer.	Mott.

Neblett.	Stewart of Reeves.
Patman.	Sweet of Tarrant.
Perkins of Lamar.	Teer.
Perry.	Thomas
Pollard.	of Limestone.
Poll.	Thompson
Pope.	of Red River.
Rogers of Harris.	Veatch.
Rosser.	Wadley.
Rountree.	Walker.
Satterwhite.	West.
Schwepe.	Westbrook.
Shearer.	Williams
Sims.	of McLennan.
Sneed.	Wright.
Stevenson.	

Nays—32.

Adams.	Perkins
Barker.	of Cherokee.
Chitwood.	Quicksall.
Crumpton.	Rice.
Darroch.	Rogers of Shelby.
Dinkle.	Rowland.
Duffey.	Seagler.
Edwards.	Stephens.
Estes.	Stewart
Hardin.	of Edwards.
Henderson.	Swann.
of McLennan.	Sweet of Brown.
Johnson	Thomason.
of Gillespie.	Thompson
Kellis.	of Harris.
King.	Thorn.
Laird.	Thrasher.
McCord.	Williams
Malone.	of Montgomery.

Present—Not Voting.

Wallace.

Absent.

Beasley	Lackey.
of Hopkins.	Moore.
Black, W. A.,	Owen.
of Bexar.	Smith.
Bryant.	Webb.
Kveton.	Wessels.

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Marshall.
Harrison.	Quaid.
Laney.	Quinn.

(Mr. Hill in the chair.)

Mr. Burmeister offered the following amendment to the amendment:

Amend the amendment to Senate bill No. 142 by striking out subdivision (3) under Article 16.

Mr. Johnson of Wichita moved the previous question on the pending amendments and the passage of the bill to

third reading, and the main question was ordered.

Question first recurring on the amendment to the amendment, yeas and nays were ordered.

The amendment was lost by the following vote:

Yeas—36.

Adams.	Henderson
Barker.	of Marion.
Barrett of Bell.	Johnson
Barrett of Fannin.	of Gillespie.
Black, W. A.,	King.
of Bexar.	Laird.
Brady.	Lawrence.
Bryant.	Martin.
Burmeister.	Moore.
Chitwood.	Morris
Crumpton.	of Montague.
Curtis.	Quicksall.
Darroch.	Rice.
Dinkle.	Rogers of Shelby.
Duffey.	Seagler.
Fly.	Sneed.
Fugler.	Stephens.
Hall.	Sweet of Tarrant.
Hardin.	Thomas
Henderson.	of Limestone.
of McLennan.	Walker.

Nays—89.

Aiken.	Jones.
Baldwin.	Kacir.
Bass.	Kellis.
Beasley	Kveton.
of Hopkins.	Lackey.
Beasley	Lauderdale.
of McCulloch.	Lindsey.
Beavens.	Looney.
Black, O. B.,	McCord.
of Bexar.	McDaniel.
Bonham.	McFarlane.
Branch.	McKean.
Brown.	Malone.
Burkett.	Mathes.
Carpenter.	Melson.
Coffee.	Menking.
Cox.	Merriman.
Crawford.	Miller of Dallas.
Cummins.	Miller of Parker.
Davis, John,	Morgan.
of Dallas.	Morris of Medina.
Edwards.	Mott.
Estes.	Neblett.
Faubion.	Owen.
Garrett.	Patman.
Greer.	Perkins
Grissom.	of Cherokee.
Hanna.	Perkins of Lamar.
Harrington.	Perry.
Hendricks.	Pollard.
Hill.	Pool.
Horton.	Pope.
Johnson of Ellis.	Rogers of Harris.
Johnson	Rosser.
of Wichita.	Rountree.

Rowland.	Thompson
Satterwhite.	of Red River.
Schweppe.	Thorn.
Shearer.	Thrasher.
Sims.	Veatch.
Smith.	Wadley.
Stevenson.	Wallace.
Stewart	Webb.
of Edwards.	Wessels.
Stewart of Reeves.	West.
Swann.	Westbrook.
Sweet of Brown.	Williams
Teer.	of McLennan.
Thomason.	Williams
Thompson	of Montgomery.
of Harris.	Wright.

Absent.

Burns.	Duncan.
Davis, John E.,	Quaid.
of Dallas.	

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Marshall.
Harrison.	Quinn.
Laney.	

(Speaker in the chair.)

Question next recurring on the amendment by Mr. Pope, it was adopted.

Question then recurring on the passage of the bill to third reading, yeas and nays were demanded.

Senate bill No. 142 was passed to third reading by the following vote:

Yeas—93.

Aiken.	Greer.
Barrett of Bell.	Grissom.
Bass.	Hanna.
Beavens.	Hendricks.
Black, O. B.,	Hill.
of Bexar.	Johnson of Ellis.
Bonham.	Johnson
Brady.	of Wichita.
Branch.	Jones.
Bryant.	Kacir.
Burkett.	Kellis.
Chitwood.	King.
Coffee.	Kveton.
Cox.	Lackey.
Crawford.	Laird.
Cummins.	Lauderdale.
Davis, John E.,	Lawrence.
of Dallas.	Lindsey.
Dinkle.	Looney.
Duffey.	McCord.
Edwards.	McDaniel.
Estes.	McFarlane.
Faubion.	McKean.
Fly.	Malone.
Fugler.	Martin.
Garrett.	Mathes.

Melson.	Stevenson.
Menking.	Stewart
Merriman.	of Edwards.
Miller of Parker.	Stewart of Reeves.
Morgan.	Swann.
Moore.	Sweet of Brown.
Morris of Medina.	Sweet of Tarrant.
Morris	Teer.
of Montague.	Thomason.
Nehlett.	Thompson
Owen.	of Harris.
Patman.	Thompson
Perkins of Lamar.	of Red River.
Perry.	Thorn.
Pollard.	Thrasher.
Pool.	Veatch.
Pope.	Wadley.
Rogers of Harris.	Walker.
Rogers of Shelby.	Wallace.
Rosser.	West.
Rountree.	Westbrook.
Satterwhite.	Williams
Seagler.	of McLennan.
Shearer.	Wright.
Sims.	

Nays—27.

Adams.	Henderson
Barker.	of Marion.
Beasley	Horton.
of Hopkins.	Johnson
Beasley	of Gillespie.
of McCulloch.	Miller of Dallas.
Black, W. A.,	Mott.
of Bexar.	Perkins
Brown.	of Cherokee.
Burmeister.	Quicksall.
Crumpton.	Rice.
Curtis.	Sneed.
Darroch.	Stephens.
Davis, John,	Thomas
of Dallas.	of Limestone.
Hall.	Wessels.
Hardin.	Williams
Harrington.	of Montgomery.
Henderson	
of McLennan.	

Present—Not Voting.

Baldwin.

Absent.

Barrett of Fannin.	Rowland.
Burns.	Schweppe.
Carpenter.	Smith.
Duncan.	Webb.

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Marshall.
Harrison.	Quaid.
Laney.	Quinn.

HOUSE CONCURRENT RESOLUTION NO. 22, WITH SENATE AMEND- MENTS.

Mr. Satterwhite called up from the Speaker's table, with the Senate amendments, for consideration of the amendments,

House Concurrent Resolution No. 22, Relating to fire insurance on State buildings.

The Speaker laid the resolution before the House and the Senate amendments were read.

Mr. Satterwhite moved that the House do not concur in the Senate amendments and that a free conference committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following free conference committee on the part of the House:

Messrs. Satterwhite, Williams of McLennan, Bass, King and Teer.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Stewart of Edwards, it was ordered that Senate bill No. 240 be not printed.

On motion of Mr. Williams of McLennan, it was ordered that Senate bill No. 319 be not printed.

On motion of Mr. Morris of Medina, it was ordered that Senate bill No. 294 be not printed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 491, A bill to be entitled "An Act creating the Three Rivers Independent School District in Live Oak county, Texas; providing its boundaries; providing for the annexation of territory; providing that the present board of trustees may continue in office until the expiration of their respective terms; validating bond and tax elections hereinbefore held; placing the said district and trustees under the general law governing independent school districts; placing the district under the direct supervision of the State Superintendent and State Board of Education;

authorizing the trustees to select its officers, including its depository; delegating certain powers to these officials; providing for the custody of the funds and school property of the present district; repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 496, A bill to be entitled "An Act to validate grant of land made by the crown of Spain to the original grantees and their heirs and assigns of Porciones Nos. 29, 30, 31, 33, 34, 36, 37, 38, 39, 47, 48, 53, 57 and 58 lying and being situated in Webb county, Texas, and to authorize and require the Commissioner of the General Land Office to issue patents to the original grantees, their heirs or assignees to said Porciones, and declaring an emergency."

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

RELATING TO RECEPTION AT SEVIER HOME.

The Speaker laid before the House for consideration at this time the following resolution:

S. C. R. No. 29, Relating to reception at Sevier home.

Whereas, Mr. and Mrs. H. H. Sevier are tendering to the Legislature a reception to be held at their home, "Laguna Gloria," this afternoon at 5 o'clock: therefore be it

Resolved by the Senate, the House concurring, That the Sergeant at Arms of the House and Senate be directed to purchase suitable flowers for the occasion, and see that they are properly delivered this afternoon, and that the expense of procuring the same be defrayed out of the expense funds of the House and Senate.

The resolution was read second time and was adopted.

Mr. Baldwin moved to reconsider the vote by which the resolution was adopted.

The motion to reconsider prevailed.

Question recurring on the resolution, it was lost.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted the free conference committee

report on House bill No. 161 by the following vote: Yeas, 24; nays, 2.

Respectfully

A. W. HOLT,

Assistant Secretary of the Senate.

SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate bill No. 263, to the Committee on Common Carriers.

BILLS AND RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolution:

H. C. R. No. 36, Relating to reclamation of arid and swamp lands.

H. B. No. 468, "An Act creating the Ninety-second Judicial District, to be composed of the counties of Young, Archer and Clay, and fixing the terms of said court; providing for the election of a district judge and district attorney; providing that the Thirtieth Judicial District, now composed of the counties of Young, Archer, Clay and Wichita, shall hereafter be composed of Wichita county only, and fixing the terms of said Thirtieth Judicial District; providing for officers of the court, and preserving the status of cases and proceedings, and declaring an emergency."

H. B. No. 432, "An Act to amend Section 8 of Chapter 139 of the General Laws of the State of Texas passed by Regular Session and amended by the Thirty-sixth Legislature at its Second Called Session, Chapter 5, page 24, of the General Laws of the Second Called Session of the Thirty-sixth Legislature; changing the time of holding court in the various counties of the Forty-second Judicial District of Texas; abolishing the criminal jurisdiction of said district court in Stephens county and conferring said criminal jurisdiction upon the district court of the Ninetieth Judicial District of Texas; abolishing the office of assistant district attorney for Stephens county in the district courts of the Forty-second Judicial District and creating the office of district attorney in the district court of said Ninetieth Judicial District of Texas and providing that the district attorney of said district court for said Ninetieth Ju-

dicial District shall draw the same salary as now being drawn by said assistant district attorney; validating all process, writs and bonds issued or executed prior to the taking effect of this act; repealing all laws and parts of laws in conflict herewith, and creating an emergency."

SENATE BILL NO. 193 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 193, A bill to be entitled "An Act for the purpose of promoting the public school interests of rural schools and those of small towns, of aiding the people to provide adequate school facilities for the education of their children, by the appropriation of two million dollars each year, or so much thereof as may be necessary, for the next two fiscal years ending August 31, 1922, and August 31, 1923, respectively, as allowing the State Board of Education and the State Superintendent of Public Instruction to aid such schools in accordance with the conditions herein specified; providing how such schools shall be located and school buildings constructed, furnished and maintained; providing certain prerequisites for the granting of such aid, and providing that no school having over five hundred scholastics shall receive such aid except in the case of bona fide consolidated schools situated in the country; giving preference to all school districts in which the available school funds, together with the local district tax will not maintain the schools six months in the year; providing that such schools that receive such aid shall have a certain percentage of attendance with exceptions; granting authority to the State Board of Education and the State Superintendent of Public Instruction to act for the best interests of the schools in cases and conditions not covered by the law; giving to the State Board of Education and the State Superintendent power to establish rules and regulations for the improvement of country schools receiving the benefits of a portion of the funds provided for in this act; providing for the expenses of administration by action of the State Board of Education; providing for reports to be made to the State Superintendent of Public Instruction and to the State Board of Education; providing for the manner of payment and disbursements of all moneys granted under the provisions of this act; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. Thomason offered the following amendment to the bill:

Amend Senate bill No. 193 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. For the purpose of promoting the public school interests of rural schools and those of small towns, and of aiding the people in providing adequate school facilities for the education of their children, \$2,000,000, or such part thereof as may be necessary, there is hereby appropriated out of any money in the State Treasury not otherwise appropriated for the school year ending August 31, 1922, and \$2,000,000, or such part thereof as may be necessary, for the year ending August 31, 1923, to be used in accordance with the provisions of this act in aiding rural schools and those of small towns.

Sec. 2. State aid under the provisions of this act may be distributed in such a way as to assist all schools of not more than 500 scholastic enrollment to maintain the school for such length of term, not to exceed nine months, as may be desired by the district board of school trustees, for granting of such aid to be subject to the following conditions:

1. A common school district or independent school district receiving this aid must have had an average attendance the preceding year at least twenty times as many scholastics as the number of teachers employed, and must maintain during the year in which aid is received, an average attendance of at least seventy-five per cent of the enrollment during the time that the school is in session, unless cause for such non-attendance, satisfactory to the State Board of Education can be shown.

2. Any common or independent school district receiving this aid must make such heating and ventilating arrangements, provide such sanitary closets and keep school premises in such condition as can be approved by the rural school inspector sent by the State Department of Education.

Sec. 3. No common school district or independent school district which refuses to conform to a plan of consolidation formulated by the county superintendent and approved by the county board of trustees and by the State Superintendent shall receive aid from this fund for any school session following the school year in which such refusal is made.

School districts in sparsely settled communities where consolidation is im-

practicable, are to be excepted from this provision of this act; provided, that the decision as to whether such consolidation is not advantageous shall rest with the county board of trustees and shall be approved by the State Superintendent. It is expressly provided that in case of schools where compliance with the preceding conditions is impossible, or would work undue hardships, the State Superintendent shall have power, with the approval of the State Board of Education, to grant funds to such schools.

4. No common or independent school district which has received special State aid under the provisions of this or previous similar acts, for one scholastic year shall be granted such aid a second time unless it shall provide for the maintenance of its schools by voting a local school tax of not less than fifty cents on the hundred dollars of property valuation. A common or independent school district which has received special State aid under the provisions of this or similar acts, for two or more scholastic years, must, in order to be eligible to State aid under the provisions of this act, raise by local taxation for the maintenance of its schools, exclusive of buildings, repairs, and equipment, an amount equal, at least, to the amount of State aid granted to the district, under the provisions of this act, and in no case shall the assessed valuation for the common school district be less than the valuation of the county county assessor; and in no case shall the assessed valuation in towns be less than the assessed valuation of town property for other purposes.

Schools of not more than 500 scholastic enrollment, complying with the foregoing conditions, shall send to the State Superintendent, on blanks provided by the State Department of Education, a list of teachers employed in the school, with a statement as to the monthly salary of each teacher, it being shown on this blank that the trustees lack sufficient funds to maintain the school for the desired length of term. The State Superintendent of Public Instruction, with the approval of the State Board of Education, may then grant to the school such an amount of this fund as may be necessary to maintain the school for the desired length of term; provided, that this period be not longer than nine scholastic months, and provided that such aid be not granted in excess of salary schedules approved by the county superintendent, the county school board, and by the State Superintendent

of Public Instruction. The amount of State aid needed will depend in part upon the amount of local tax which the district collects; therefore, the amount of local tax cannot be measured by the amount of State aid to be granted. The amount of local tax must be fixed first. It is expressly herein provided that, in the case of bona fide consolidated schools, situated in the country, State aid under the provisions of this act may be granted to such consolidated schools even though they may have more than 500 scholastic enrollment exclusive of transfers. The State Superintendent of Public Instruction, with the approval of the State Board of Education, shall have the power to define, in all doubtful cases, the term, "consolidated school and country situation," as conditions for receiving State aid.

Sec. 3. In addition, State aid to the amount of not more than \$500 for any one district may be granted from the appropriation authorized by this act to school districts under the following conditions:

(1) Location.—Each such school receiving this State aid shall be well located on a plot of ground not less than one acre in extent, properly drained and suitably laid out.

(2) Schoolhouse.—There shall be provided a suitable schoolhouse, erected in accordance with the schoolhouse building law of Texas, or meeting substantially the requirements thereof.

(3) Equipment.—Each such school shall be provided with necessary desks, seats and blackboards; and with such library, books, maps and globes as recommended in the State bulletins, as in the opinion of the State Superintendent said school may be able to purchase.

(4) Teachers.—Teachers employed in country or small town schools shall furnish to the State Superintendent satisfactory evidence of professional training to their credit, and all teachers must render efficient service of a high grade.

(5) Attendance.—In order to receive State aid under these conditions, the school must have a scholastic enrollment of not more than 500 scholastic enrollment, exclusive of transfers, and must maintain an attendance record during the year in which it receives such aid of not less than seventy-five per cent of the enrollment unless causes for such non-attendance satisfactory to the State Board of Education can be shown.

(6) Local Tax.—A school district, to be eligible to special State aid, under the provisions of this act, if it has re-

ceived special State aid under the provisions of this or other similar acts, for a period of one scholastic year, must be levying and collecting a local school tax of not less than fifty cents on the one hundred dollars of property valuation; and if it has received special State aid, under the provisions of this or other similar acts, for a period of two or more scholastic years, it must raise by local taxation, for the maintenance of its schools, exclusive of buildings, repairs and equipment, an amount equal at least to the amount of State aid granted to the district under the provisions of this act.

(7) Each country school or small town school receiving State aid under the provisions of this act shall teach the common school subjects as prescribed by law, and shall follow the State course of study and shall be required to observe the school laws, especially as to the care of text books.

Sec. 4. Such part of this fund as may not be expended under the preceding provisions of this act may be granted to schools of not more than 500 scholastic enrollment for the following purposes:

(1) Schools making provision for transportation of pupils to and from consolidated schools may be granted from this fund a sum equal to one-half of the total cost of transportation; provided that the provisions of the contract for said transportation be approved by the State Superintendent.

(2) State aid from this fund may be granted, in accordance with rules approved by the State Board of Education, for the purpose of providing for an annual increase of salary to teachers of rural schools and schools of small towns, who remain in the same position; provided (1), that such aid shall not exceed one-half of the amount of the annual increase paid by the school, (2), that such teachers shall furnish recommendations as to satisfactory work from their local boards. (3), that in each such year, when increase is granted from State aid funds, such teachers receiving the increase shall attend a summer school for at least two months, completing work under general terms prescribed by the State Superintendent of Public Instruction, and (4), that the maximum salary paid to such teachers shall be in conformity with a county salary schedule approved by the county school board and by the State Superintendent of Public Instruction. It is expressly hereby specified that such salary increases can be granted only in

schools eligible to State aid under the other provisions of this act.

(3) Any school eligible to State aid under the provisions of this act, which acquires by purchase or by gift an addition to its library, of the value of \$50 or more, consisting of unused books approved by the regulations of the State Department of Education, may receive from this fund a sum not exceeding one-half the value of said library; provided that no school may receive for its library more than \$200 per year; and provided that all funds granted for libraries must be spent for additional library books for the school; provided that funds for the purchase of books for a school library may not be granted to any school which has not provided proper facilities for the care of such books, such facilities to be defined by the State Superintendent of Public Instruction.

(4) In the case of extraordinary and unusual conditions, the State Board of Education may arrange for the support of a school from State aid funds for a period not exceeding six months, if otherwise pupils would be deprived entirely of all school privileges.

Sec. 5. When application is made by any school community for aid under this act, the State Superintendent of Public Instruction shall call upon the county superintendent of the county in which such applicant is situated to make the necessary inspection as provided in this act, furnishing such county superintendent with all needed questions to be answered as a basis for the granting of aid out of the fund herein appropriated by the State Board of Education.

Sec. 5a. It is hereby made the duty of the county superintendents of public instruction in this State to make such inspections as may be required of them by the State Superintendent of Public Instruction and in conformity with this act.

Sec. 6. General Power of State Board of Education.—The State Board of Education shall be authorized and it shall be their duty to take such action and to make such rules and regulations, not inconsistent with the terms of this act, as, in its opinion, may be necessary to carry out the provisions and intentions of this act. They shall have the power to impose such other conditions and regulations as to the granting of State aid as may not conflict with provisions herein specified as, in their judgment, may be for the best interests of the

schools for whose benefit the funds are appropriated.

Sec. 7. Duties of the State Superintendent of Public Instruction.—It shall be the duty of the State Superintendent of Public Instruction to go in person or send one of the rural school supervisors authorized by this act to assist the school communities who may desire the privileges of this act in their efforts to meet the necessary requirements in order that they may participate in the distribution of the funds herein appropriated.

Before approving any application he or she shall make a thorough investigation in person or through representatives approved by the State Board of Education, of the grounds, buildings, equipment and possibilities of each school applying for State aid under the provisions of this act, and aid shall not be granted to any school unless it be shown that such aid is actually needed for efficiency of school work and for the desired length of term. In cases where exceptional conditions or lack of sufficient supervisory force renders personal inspection by the Department of Education impossible in time to grant State aid to some schools, the State Superintendent shall pursue such course in regard to the final granting of State aid to such schools as on his recommendation may be approved by the State Board of Education. In such cases, the State Superintendent shall provide for the visitation of such schools, after the aid has been granted, and in future grants to such schools shall be governed by the eligibility of such schools as shown when so visited.

Sec. 8. Second Aid.—Before State aid shall be granted a second time to the same district, it shall be necessary that all reports as required of the school officials of said district shall have been received and approved; that the State Superintendent of Public Instruction or one of the rural school supervisors shall have visited said district and the State Superintendent of Public Instruction has advised the State Board of Education that in his or her judgment the school officials of such district have made diligent efforts to meet the requirements and standards as set forth in this act; that the district receiving State aid has made satisfactory progress, under existing conditions, and that, in his or her opinion, further aid would prove a good and desirable investment for the State in promoting the educational interests of the people of

such district; provided that no school shall be granted State aid a second time until all applications on file for first aid from schools entitled to aid under this act shall have been acted upon.

Sec. 9. Warrants and Reports.—Warrants for all money granted under the provisions of this act shall be transmitted by the State Superintendent of Public Instruction to treasurers or depositories of school districts to which State aid is granted in the same manner as warrants for State apportionment are now transmitted, and it shall be the duty of all treasurers or depositories to make annually itemized reports under oath to the State Superintendent of Public Instruction of the expenditure of all money granted under the provisions of this act.

Sec. 10. Apportionment Privileges.—Country schools and small town schools shall be entitled to share in the distribution of State and county available school funds, and in all other school funds in the same manner as other school districts; and in case high school grades are maintained the community shall still be entitled to participate in the distribution of any State aid that may be extended by the Legislature of Texas for vocational or industrial purposes to high schools of the State, though it accept the provisions of this act.

Sec. 11. The importance of this measure and the necessity of completing all arrangements for State aid for the session of 1921-22, in time effectively to carry out the provisions of this act, create an emergency and imperative public necessity requiring the suspension of the constitutional rule that bills be read on three several days and that this bill take effect and be in force from and after its passage, and it is so enacted.

Mr. Satterwhite offered the following amendment to the amendment:

Amend the amendment by striking out "\$2,000,000," wherever it occurs, and insert in lieu thereof "\$1,000,000."

Mr. Cox moved to table the amendment to the amendment.

Yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—95.

Adams.	Beasley
Baldwin.	of McCulloch.
Barrett of Bell.	Beavens.
Beasley	Black, O. B.,
of Hopkins.	of Bexar.

Black, W. A.,
of Bexar.
Bonham.
Brady.
Branch.
Burkett.
Burmeister.
Carpenter.
Chitwood.
Coffee.
Cox.
Crawford.
Crumpton.
Cummins.
Davis, John,
of Dallas.
Dinkle.
Duffey.
Edwards.
Estes.
Fly.
Fugler.
Greer.
Grissom.
Hall.
Hanna.
Hardin.
Harrington.
Henderson
of Marion.
Hendricks.
Hill.
Horton.
Johnson
of Gillespie.
Johnson of Ellis.
Johnson
of Wichita.
Jones.
Kacir.
Kveton.
Laird.
Lauderdale.
Lawrence.
Lindsey.
Looney.
McCord.
McDaniel.
McFarlane.
Mathes.

Melson.
Menking.
Merriman.
Miller of Dallas.
Miller of Parker.
Morgan.
Moore.
Morris of Medina.
Morris
of Montague.
Mott.
Patman.
Perkins
of Cherokee.
Perkins of Lamar.
Pollard.
Pool.
Pope.
Rice.
Rogers of Harris.
Rogers of Shelby.
Rosser.
Rountree.
Rowland.
Schweppe.
Seagler.
Shearer.
Sims.
Smith.
Sneed.
Stewart
of Edwards.
Swann.
Sweet of Brown.
Sweet of Tarrant.
Thomason.
Thompson
of Harris.
Thompson
of Red River.
Thorn.
Thrasher.
Wadley.
Walker.
Wallace.
Wessels.
Westbrook.
Williams
of Montgomery.

Nays—24.

Aiken.	McKean.
Barker.	Martin.
Brown.	Owen.
Bryant.	Quicksall.
Burns.	Satterwhite.
Curtis.	Stephens.
Darroch.	Stevenson.
Davis, John E.,	Stewart of Reeves.
of Dallas.	Teer.
Garrett.	Thomas
Henderson.	of Limestone.
of McLennan.	Williams
Kellis.	of McLennan.
King.	Wright.

Present—Not Voting.

Veatch.

Absent.

Barrett of Fannin. Malone.
Bass. Neblett.
Duncan. Perry.
Faubion. Webb.
Lackey. West.

Absent—Excused.

Baker. Leslie.
Binkley. McLeod.
Childers. Marshall.
Harrison. Quaid.
Laney. Quinn.

Mr. Williams of McLennan offered the following amendment to the amendment:

Amend the amendment by striking out "2,000,000" wherever it occurs and insert in lieu thereof "\$1,250,000."

Mr. Cox moved to table the amendment to the amendment by Mr. Williams of McLennan.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—86.

Adams.	Hendricks.
Barrett of Bell.	Hill.
Barrett of Fannin.	Horton.
Beasley	Johnson of Ellis.
of Hopkins.	Johnson
Beasley	of Wichita.
of McCulloch.	Jones.
Beavens.	Kacir.
Black, W. A.,	Kveton.
of Bexar.	Laird.
Bonham.	Lauderdale.
Brady.	Lindsey.
Branch.	Looney.
Burkett.	McCord.
Burmeister.	McDaniel.
Carpenter.	McFarlane.
Chitwood.	Malone.
Coffee.	Mathes.
Cox.	Melson.
Crumpton.	Menking.
Cummins.	Miller of Dallas.
Davis, John,	Miller of Parker.
of Dallas.	Morgan.
Dinkle.	Moore.
Duffey.	Morris of Medina.
Edwards.	Morris
Estes.	of Montague.
Faubion.	Neblett.
Fly.	Patman.
Greer.	Perkins
Grissom.	of Cherokee.
Hall.	Perkins of Lamar.
Hanna.	Pollard.
Hardin.	Pool.
Harrington.	Pope.
Henderson	Quicksall.
of Marion.	Rice.

Rogers of Harris.	Thompson
Rosser.	of Red River.
Schweppe.	Thorn.
Seagler.	Thrasher.
Sims.	Wadley.
Smith.	Walker.
Stevenson.	Wallace.
Stewart	Webb.
of Edwards.	Wessels.
Sweet of Brown.	Westbrook.
Sweet of Tarrant.	Williams
Thomason.	of Montgomery.

Nays—31.

Aiken.	Mott.
Barker.	Owen.
Bass.	Perry.
Brown.	Rogers of Shelby.
Bryant.	Satterwhite.
Burns.	Shearer.
Crawford.	Sneed.
Curtis.	Stephens.
Darroch.	Stewart of Reeves.
Davis, John E.,	Swann.
of Dallas.	Teer.
Garrett.	Thomas
Henderson	of Limestone.
of McLennan.	Thompson
Kellis.	of Harris.
King.	Williams
McKean.	of McLennan.
Martin.	Wright.

Present—Not Voting.

Veatch.

Absent.

Black, O. B.,	Lackey.
of Bexar.	Merriman.
Duncan.	Rountree.
Fugler.	Rowland.
Johnson	West.
of Gillespie.	

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Marshall.
Harrison.	Quaid.
Laney.	Quinn.

Paired.

Mr. Lawrence (present), who would vote "yea," with Mr. Baldwin (absent), who would vote "nay."

Mr. McCord moved a call of the House for the purpose of securing and maintaining a quorum pending consideration of Senate bill No. 193, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance of the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall

without written permission from the Speaker.

Mr. Fly offered the following amendment to the amendment:

Amend the amendment to Senate bill No. 193, page 8, Section 7, by striking out of lines 3 and 4 the words "to send one of the rural school supervisors," and insert in lieu thereof the following: "Through the services of the county superintendent a."

The amendment to the amendment was adopted.

Mr. Fly offered the following amendment to the amendment:

Amend Senate bill No. 193, page 8, Section 7, by striking out of lines 9 and 10 the words "in person, or through representatives approved by the State Board of Education," and insert in lieu thereof the words, "as above provided."

The amendment to the amendment was adopted.

Mr. Darroch offered the following amendment to the amendment:

Amend amendment to Senate bill No. 193 by striking out all after the word "trustees," in line 11, page 2, down to and including line 15, page 2, and insert in lieu thereof the following:

"And it is expressly provided that whenever the county board of trustees shall certify that such consolidation cannot be effected, and that such sparsely settled school district cannot comply with the provisions of this act, the State Board of Education shall apportion to each such district an amount equal to \$5.00 per capita of its scholastic enrollment; provided further, that no district having more than seventy scholastics shall receive the benefits of this provision."

The amendment to the amendment was adopted.

Mr. Stewart of Reeves offered the following amendment to the amendment:

Amend the amendment by striking out "two million" wherever it occurs and insert in lieu thereof "\$1,500,000."

On motion of Mr. Crumpton, the amendment was tabled.

Question recurring on the amendment by Mr. Thomason as amended, it was adopted.

Mr. Thomason offered the following amendment to the bill:

Amend Senate bill No. 193 by striking out all before the enacting clause and inserting in lieu thereof the following:

"An Act for the purpose of promoting the public school interests of rural

schools and those of small towns, of aiding the people to provide adequate school facilities for the education of their children, by the appropriation of two million dollars each year, or so much thereof as may be necessary, for the next two fiscal years, ending August 31, 1922, and August 31, 1923, respectively, by allowing the State Board of Education and the State Superintendent of Public Instruction to aid such schools, in accordance with the conditions herein specified; providing how such schools shall be located and school buildings constructed, furnished and maintained; providing certain prerequisites for the granting of such aid, and providing that no school having over five hundred scholastics shall receive such aid, except in the case of bona fide consolidated schools situated in the country; giving preference to all school districts in which the available school funds, together with the local district tax will not maintain the schools six months in the year; providing that such schools receiving such aid shall have a certain percentage of attendance with exceptions; granting authority to the State Board of Education and the State Superintendent of Public Instruction to act for the best interests of the schools in cases and conditions not covered by the law; giving to the State Board of Education and the State Superintendent power to establish rules and regulations for the improvement of country schools receiving the benefits of a portion of the funds provided for in this act; providing for the expenses of administration by action of the State Board of Education; providing for reports to be made to the State Superintendent of Public Instruction and to the State Board of Education; providing for the manner of payment and disbursement of all money granted under the provisions of this act; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The amendment was adopted.

Senate bill No. 193 was passed to third reading.

Mr. Thomason moved to reconsider the vote by which the bill was passed to third reading, and to table the motion to reconsider.

The motion to table prevailed.

REQUEST OF SENATE GRANTED.

On motion of Mr. Neblett, the request of the Senate for the return of House bill No. 496 for further consideration, was granted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to
inform the House that the Senate has
requested the House to return House
bill No. 496 for passage by roll call.

Respectfully,

A. W. HOLT,
Assistant Secretary of the Senate.

RECESS.

Mr. Satterwhite moved that the
House recess to 8 o'clock p. m. today.

Mr. Darroch moved that the House
adjourn until 8:30 o'clock a. m. tomorrow.

Mr. Moore moved that the House recess
to 8:30 o'clock p. m. today.

Mr. Owen moved that the House adjourn
until 9:30 o'clock a. m. tomorrow.

The motion of Mr. Satterwhite prevailed,
and the House, accordingly, at
5 o'clock p. m. took recess to 8 o'clock
p. m. today.

NIGHT SESSION.

The House met at 8 o'clock p. m.,
and was called to order by Speaker
Thomas.

HOUSE BILL NO. 341 ON THIRD
READING.

The Speaker laid before the House,
on its third reading and final passage,

H. B. No. 341. A bill to be entitled
"An Act to amend Article 7617, Chapter
13, Title 126, of the Revised Statutes of
1911, and providing additional duties of
the tax collector; requiring an entry
upon the tax rolls when payment of
taxes has been made, and prescribing
that such entry shall be taken as evidence
of the payment of said tax; specifying
a penalty for failure to perform
such duties, and declaring an emergency."

The bill was read third time and was
passed.

HOUSE BILL NO. 384 ON THIRD
READING.

The Speaker laid before the House,
on its third reading and final passage,

H. B. No. 384. A bill to be entitled
"An Act reorganizing and adjusting the
Fourth and Seventy-first Judicial Districts
of Texas, incorporating Gregg county
in the Seventy-first Judicial District
and fixing the time of holding

court in each of the several counties of
said two districts, and providing for
the proper administration of said
courts."

The bill was read third time.

Mr. Rogers of Shelby offered the following
amendment to the bill:

Amend House bill No. 384, page 2,
line 35, by adding thereto the following:

"Sec. 6. The importance of this legislation
and the near approach of end
of the session create an emergency and
an imperative public necessity demanding
that the constitutional rule requiring
bills to be read in each house on
three several days be suspended, and
that this act be in force and take effect
from and after its passage and approval,
and it is so enacted."

Signed—Rogers of Shelby, Crawford.

The amendment was adopted.

Mr. Rogers of Shelby offered the following
amendment to the bill:

Amend House bill No. 384 by adding
to the end of the caption, page 1, line
11, the following: "and declaring an
emergency."

Signed—Rogers of Shelby, Crawford.

The amendment was adopted.

House bill No. 384 was finally passed.

HOUSE BILL NO. 417 ON THIRD
READING.

The Speaker laid before the House,
on its third reading and final passage,

H. B. No. 417. A bill to be entitled
"An Act to amend Section 26, Chapter
15, of the Acts passed at the Second
Called Session of the Thirty-first Legislature,
amending said act so as to increase
the examination fees to be paid
by State banks for the quarterly examination
thereof, and declaring an emergency."

The bill was read third time and was
passed.

HOUSE BILL NO. 430 ON THIRD
READING.

The Speaker laid before the House,
on its third reading and final passage,

H. B. No. 430. A bill to be entitled
"An Act to amend Section 29, Chapter
118, General Laws of the Thirty-second
Legislature, Regular Session, approved
March 28, 1911, as amended by Chapter
36, page 91, General Laws, Thirty-third
Legislature, First Called Session, 1913,
entitled 'An Act to authorize the commissioners
courts of the several counties
of Texas to create and establish
drainage districts, construct canals,

drains and ditches; to make levees, improve streams and water courses and make other improvements for the purpose of drainage, etc.; and declaring an emergency.' the said section relating to the execution of a bond by the county judge after registration of drainage bonds; payment of premium by drainage district if bond is executed by surety company, and providing for the compensation of the county judge for his service, so that said section shall hereafter read as herein set out, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 476 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 476, A bill to be entitled "An Act to transfer from the Game, Fish and Oyster fund to the available public free school fund all sums of money now remaining unexpended in the State Treasury heretofore received as royalty from oil and gas leases issued on river beds and channels, fresh water lakes and islands therein, and salt water lakes, island bays, inlets, marshes and reefs owned by the State within tide water limits, and that portion of the Gulf of Mexico within the jurisdiction of Texas; and to provide that all sums of money hereafter received from royalty and payment of acreage of said areas shall be credited to the available public free school fund; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 570 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 570, A bill to be entitled "An Act making an appropriation of the sum of twenty-five hundred dollars or so much thereof as may be necessary, when supplemented by a like sum by Glenwood Cemetery Society or citizens, to erect a monument in Glenwood Cemetery, near Groesbeck, in Limestone county, Texas, to mark the graves of the heroes and martyrs who were slain by Indians in the defense of Fort Parker on May 18, 1836, and to create a commission for that purpose, and to erect such monument and for other purposes, and declaring an emergency."

The bill was read third time and was passed.

HOUSE JOINT RESOLUTION NO. 23 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. J. R. No. 23, Providing for the amendment to Article III of the Constitution of the State of Texas, by adding thereto Section 59, authorizing the State of Texas to appropriate money from the general revenue and issue bonds and to lend its credit for the purpose of constructing and maintaining terminal fireproof warehouses and grain elevators at the ports of Texas for the storage of the products of the farm, ranch and orchard, and for loading for shipment for water transportation; and authorizing counties adjoining, or any defined district within the State, to issue its bonds for the elevator, cold storage and curing plants and any other buildings desirable for the storage and conservation of the products of the farm, ranch and orchard.

The resolution was read third time.

Mr. Curtis moved to postpone further consideration of the resolution until 9 o'clock p. m. today.

Mr. Jones moved to postpone further consideration of the resolution until March 11 at 10 o'clock a. m.

On motion of Mr. Miller of Dallas, the motion of Mr. Jones was tabled.

The motion of Mr. Curtis prevailed.

SENATE BILL NO. 162 ON SECOND READING.

On motion of Mr. Morris of Medina, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 162, A bill to be entitled "An Act validating the charters and amendments to charters of all cities of more than five thousand inhabitants in this State which have adopted charters, or attempted to adopt or amend charters, since the enactment of Chapter 147, General Laws of the Regular Session of the Thirty-third Legislature, 1913, and validating all proceedings had by city councils or city commissions or governing authority in regard to the question of the adoption of charters or amendments thereto, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 143 ON SECOND READING.

On motion of Mr. Fly, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 143, A bill to be entitled "An Act to amend Chapter 3 of Title 10, of the Revised Civil Statutes of Texas of 1911, relating to the admission of inmates into the Confederate Home, by adding thereto Article 2081-2, so as to provide for the transfer from the Confederate Women's Home to the Confederate Home of any inmate of the Confederate Women's Home whose husband is an inmate of the Confederate Home, and for the retransfer of such person back to the Confederate Women's House on the death of her husband."

The Speaker laid the bill before the House and it was read second time and was passed to third reading.

SENATE BILL NO. 123 ON SECOND READING.

On motion of Mr. Fly, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 123, A bill to be entitled "An Act to amend Article 206, Revised Civil Statutes of 1911, relating to the appointment of a Superintendent of the Confederate Home, his duties, term of office and salary by providing that the son of a Confederate soldier is eligible for appointment, repealing all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time and was passed to third reading.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 210, A bill to be entitled "An Act to amend Section 29, Chapter 118, General Laws of the Thirty-second Legislature, Regular Session, approved March 28, 1911, as amended by Chapter 36, page 91, General Laws, Thirty-third Legislature, First Called Session, 1913, entitled 'An Act to authorize the

commissioners courts of the several counties of Texas to create and establish drainage districts, to construct canals, drains and ditches, to make levees, improve streams and water courses, and make other improvements for the purpose of drainage, etc., and declaring an emergency," the said section relating to the execution of a bond by the county judge after registration of drainage bonds, payment of premium by drainage district if bond is executed by surety company, and providing for the compensation of the county judge for his services so that said section shall hereafter read as herein set out, and declaring an emergency."

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 318, A bill to be entitled "An Act to amend Sections 19, 20, 21, 38 and 47, of Chapter 44, Acts of the Thirty-fifth Legislature, Fourth Called Session, approved April 2, 1918, and also to amend Section 56 of said Chapter 44, as amended by Chapter 135, Acts of the Thirty-sixth Legislature, Regular Session, approved March 24, 1919; providing for the appointment of commissioners of appraisal for levee improvement districts; defining their powers and duties, and providing for their compensation and hearing on their report; authorizing commissioners courts to levy and cause to be assessed and collected the necessary taxes in such districts; defining the powers and duties of district supervisors and others with regard to contracts for construction work; providing for revision of the assessment of benefits and damages in such districts, and declaring an emergency."

H. B. No. 496, A bill to be entitled "An Act to validate grant of land made by the crown of Spain to the original grantees and their heirs and assigns of Porciones Nos. 29, 30, 31, 33, 34, 36, 37, 38, 39, 47, 48, 53, 57 and 58, lying and being situated in Webb county, Texas, and to authorize and require the Commissioner of the General Land Office to issue patents to the original

grantees, their heirs or assignees to said Porciones, and declaring an emergency."

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

SENATE BILL NO. 100 ON SECOND READING.

On motion of Mr. Walker, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 100, A bill to be entitled "An Act to amend Article 6645, Title 115, Chapter 14, of the Revised Statutes of 1911 of the State of Texas, so as to abolish the defense of assumed risk as a bar to recovery in any suit against any corporation, receiver or person operating any railway, street railway or interurban railway in this State for damages for death or for personal injuries to employes thereof, and further defining and regulating the doctrine of contributory negligence in such cases, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Burkett moved the previous question on the passage of the bill to third reading, and the main question was ordered.

Question recurring on the passage of the bill to third reading, yeas and nays were demanded, and the bill was passed to third reading by the following vote:

Yeas—70.

Aiken.	Faubion.
Baldwin.	Fugler.
Beasley	Greer.
of Hopkins.	Grissom.
Black, O. B.,	Hall.
of Bexar.	Hardin.
Black, W. A.,	Henderson.
of Bexar.	of McLennan.
Bonham.	Hendricks.
Brady.	Hill.
Branch.	Horton.
Brown.	Jones.
Bryant.	Kacir.
Burkett.	Kellis.
Burns.	King.
Carpenter.	Laird.
Chitwood.	Lauderdale.
Cox.	Lawrence.
Crawford.	Lindsey.
Cummins.	Looney.
Curtis.	McDaniel.
Darroch.	Malone.
Davis, John E.,	Martin.
of Dallas.	Marshall.
Davis, John,	Mathes.
of Dallas.	Melson.
Duffey.	Menking.

Miller of Dallas.
Moore.
Morris
of Montague.
Mott.
Patman.
Perkins of Lamar.
Pollard.
Quicksall.
Schweppe.
Seagler.
Shearer.

Stewart
of Edwards.
Sweet of Brown.
Sweet of Tarrant.
Teer.
Thomason.
Thorn.
Thrasher.
Wadley.
Walker.
Wallace.
West.
Westbrook.

Nays—25.

Barker.	Perkins
Barrett of Bell.	of Cherokee.
Barrett of Fannin.	Perry.
Bass.	Satterwhite.
Beavens.	Stevenson.
Burmeister.	Swann.
Dinkle.	Thomas
Edwards.	of Limestone.
Fly.	Thompson
Lackey.	of Harris.
McCord.	Thompson
McKean.	of Red River.
Merriman.	Veatch.
Morris of Medina.	Webb.
	Wessels.

Present—Not Voting.

Adams.	Sims.
Neblett.	Stephens.
Rosser.	Williams
Rountree.	of Montgomery.

Absent.

Beasley	McFarlane.
of McCulloch.	Miller of Parker.
Coffee.	Morgan.
Crumpton.	Owen.
Duncan.	Pool.
Estes.	Pope.
Garrett.	Rice.
Hanna.	Rogers of Harris.
Harrington.	Rogers of Shelby.
Henderson	Rowland.
of Marion.	Smith.
Johnson	Sneed.
of Gillespie.	Stewart of Reeves.
Johnson of Ellis.	Williams
Johnson	of McLennan.
of Wichita.	Wright.
Kveton.	

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Quaid.
Harrison.	Quinn.
Laney.	

Mr. Walker moved to reconsider the vote by which the bill was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

Mr. Curtis moved a call of the House for the purpose of maintaining a quorum until 11 o'clock p. m. today, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The roll was called and a quorum was announced present.

SENATE BILL NO. 140 ON SECOND READING.

On motion of Mr. Henderson of McLennan, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 140, A bill to be entitled "An Act for the relief of citizens of this State who are, or have been, absent from this State for more than six months because of their being in the military, naval, legislative or diplomatic service of the State or the United States, to repeal all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Henderson of McLennan offered the following amendment to the bill:

Amend Senate bill No. 140, page 2, by striking out all after the word "service," in line 5, up to and including the word "divorce," in line 10.

The amendment was adopted.

Mr. Henderson of McLennan offered the following amendment to the bill:

Amend the caption of Senate bill No. 140 by striking out all of said caption and inserting in lieu thereof the following:

"An Act to amend Article 4632 of the Revised Civil Statutes, 1911, of the laws of the State of Texas, as amended by Section 1, Chapter 97, of the General Laws of the Regular Session of the Thirty-third Legislature, so as to authorize the bringing of a suit for divorce in this State by persons who are in the military or naval services of the State and who are citizens of the State, but who have been absent from the State more than twelve months and

from the county for more than six months, and declaring an emergency."

The amendment was adopted.

Senate bill No. 140 was passed to third reading.

SENATE BILL NO. 285 ON SECOND READING.

On motion of Mr. Sweet of Brown, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 285, A bill to be entitled "An Act to amend an act to reorganize the Twenty-seventh and Thirty-fifth Judicial Districts of the State of Texas and to fix the time of holding court therein, as passed by the Twenty-ninth Legislature, Chapter 37; and to amend an act to reorganize the Thirty-fifth Judicial District; to name the counties composing the same; to fix the time of holding court therein, passed at the Second Called Session of the Thirty-fifth Legislature, being Chapter 3; and to amend an act to reorganize the Twenty-seventh and Thirty-fifth Judicial Districts; to name the counties composing the Twenty-seventh and Thirty-fifth Judicial Districts; to fix the time of holding court in the counties of said districts, being Chapter 61, as passed by the Regular Session of the Thirty-third Legislature; and to reorganize the Thirty-fifth Judicial District; to name the counties composing the Thirty-fifth Judicial District; to fix the time of holding court in the counties of said Thirty-fifth Judicial District; to provide for the extension and return of process issued out of said court, and to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time and was passed to third reading.

SENATE BILL NO. 131 ON SECOND READING.

On motion of Mr. Burkett, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 131, A bill to be entitled "An Act to amend the laws in regard to the certification of teachers, providing for the same powers of certification of teachers to all colleges on a basis of the same standards and courses of work, etc."

The Speaker laid the bill before the House and it was read second time and was passed to third reading.

SENATE BILL NO. 39 ON SECOND READING.

On motion of Mr. Cummins, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading, S. B. No. 39, A bill to be entitled "An Act to amend Section 1, Chapter 140, of the Acts of 1917, being Article 3934 1-2 of Complete Texas Statutes, compiled by Vernon Law Book Company, and providing that said act shall not apply to manufacturing establishments, industrial plants and grain elevators, where such establishments, plants, elevators and the buildings of said concerns are constructed of fireproof material, and in which sleeping apartments above first floor are not provided, and in which persons under the age of sixteen years are not employed above the first floor, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Cummins offered the following amendment to the bill:

Amend Senate bill No. 39, page 3, line 5, by adding at the end of said line the following: "Provided, further, that all office buildings constructed of fireproof material and built before the taking effect of this act, in which no sleeping apartments are allowed and which have one metal fire escape on the outside and fireproof inside stairway or stairways, shall not be subject to the provisions of this act, and such fire escapes shall be deemed sufficient."

The amendment was adopted.

Senate bill No. 39 was passed to third reading.

CONSIDERATION OF HOUSE JOINT RESOLUTION NO. 23.

On motion of Mr. Quicksall, the further consideration of House joint resolution No. 23, Providing for terminal warehouses and elevators at the ports of Texas, was postponed until 10 o'clock a. m. tomorrow.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 9, 1921.
Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for an appointment of a free conference committee on House Concurrent Resolution No. 22. The following have been

appointed to serve on the part of the Senate:

Senators Suiter, Hall, Wood, McMillan, and Williams.

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

SENATE BILL NO. 272 ON SECOND READING.

On motion of Mr. Thorn, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 272, A bill to be entitled "An Act to amend Chapter 14, Article 2781, Revised Civil Statutes of 1911, as amended by Chapter 27, Acts of the Third Called Session of the Thirty-sixth Legislature, relating to the salaries of teachers, so as to change the provision as to districts levying a local tax, validating contracts heretofore made, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time and was passed to third reading.

SENATE BILL NO. 113 ON SECOND READING.

On motion of Mr. Moore, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 113, A bill to be entitled "An Act regulating and controlling the business or occupation and those engaged in the business, occupation or employment of caring for, dressing, adorning and beautifying the human hair, face, scalp, hands and skin, including barbers and barber shops and beauty shops, and those connected therewith, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Malone offered the following amendment to the bill:

Amend the bill by striking out the words "beauty parlor" wherever same occurs in the bill.

On motion of Mr. Williams of McLennan, the amendment was tabled.

Mr. Moore moved the previous question on the passage of the bill to third reading, and the main question was ordered.

Question recurring on the passage of the bill to third reading, yeas and nays were demanded, and the bill was passed to third reading by the following vote:

Yeas—56.

Adams.	Melson.
Baldwin.	Moore.
Beasley	Morris of Medina.
of Hopkins.	Neblett.
Black, O. B.,	Owen.
of Bexar.	Patman.
Black, W. A.,	Perkins of Lamar.
of Bexar.	Pool.
Bonham.	Quicksall.
Branch.	Satterwhite.
Burmeister.	Shearer.
Carpenter.	Sims.
Chitwood.	Stevenson.
Cox.	Stewart
Cummins.	of Edwards.
Curtis.	Stewart of Reeves.
Davis, John,	Swann.
of Dallas.	Sweet of Brown.
Dinkle.	Sweet of Tarrant.
Duffey.	Teer.
Faubion.	Thomason.
Fugler.	Thompson
Greer.	of Harris.
Grissom.	Thrasher.
Hendricks.	Wadley.
Hill.	Walker.
Kellis.	Wallace.
King.	Westbrook.
Laird.	Williams
Lauderdale.	of McLennan.
Lawrence.	Wright.
Mathes.	

Nays—40.

Aiken.	McDaniel.
Barker.	McKean.
Barrett of Fannin.	Malone.
Beavens.	Martin.
Brady.	Menking.
Brown.	Miller of Dallas.
Bryant.	Morris
Burkett.	of Montague.
Burns.	Mott.
Crawford.	Pollard.
Davis, John E.,	Schweppe.
of Dallas.	Seagler.
Edwards.	Smith.
Fly.	Thomas
Hall.	of Limestone.
Hardin.	Thompson
Henderson	of Red River.
of McLennan.	Thorn.
Henderson	Veatch.
of Marion.	Webb.
Jones.	West.
Kacir.	Williams
Lindsey.	of Montgomery.
McCord.	

Present—Not Voting.

Perkins of Cherokee.

Absent.

Barrett of Bell.	Beasley
Bass,	of McCulloch.

Coffee.	Looney.
Crumpton.	McFarlane.
Darroch.	Merriman.
Duncan.	Miller of Parker.
Estes.	Morgan.
Garrett.	Perry.
Hanna.	Pope.
Harrington.	Rice.
Horton.	Rogers of Harris.
Johnson	Rogers of Shelby.
of Gillespie.	Rosser.
Johnson of Ellis.	Rountree.
Johnson	Rowland.
of Wichita.	Sneed.
Kveton.	Stephens.
Lackey.	Wessels.

Absent—Excused.

Baker.	Leslie.
Binkley.	McLeod.
Childers.	Marshall.
Harrison.	Quaid.
Laney.	Quinn.

Reason for Vote.

I vote "No" on Senate bill No. 113 because said bill is in my opinion burdensome and impractical in its provisions, and it will be practically impossible for 90 per cent of the barbers to comply with its provisions.

BURKETT.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 9, 1921:
Hon. Charles G. Thomas, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 345, A bill to be entitled "An Act to amend Chapter 87 of the Local and Special Laws as passed by the Thirty-sixth Legislature at its Regular Session, being an act to create a more efficient road law for Delta county, by adding thereto a new section to be known as Section 33a, and to provide that the commissioners court of Delta county, Texas, shall have the right to condemn all real estate necessary in laying out and constructing public roads for said county according to the provisions of the special road law of said county and for this purpose shall follow and adopt the proceedings used in condemning lands by railroad companies in this State, and declaring an emergency."

And has refused to pass to third reading,

H. B. No. 127, A bill to be entitled

"An Act providing for the assessment and collection of taxes for all purposes, except State purposes, on lands acquired and owned by the State for the purposes of establishing State farms and employing convict labor on State account, and repealing all laws in conflict herewith, and declaring an emergency."

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

SENATE BILL NO. 267 ON SECOND READING.

On motion of Mr. Seagler, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 267. A bill to be entitled "An Act to direct the Prison Commission to sell the Texas State Railway in whole or in part; to make an appropriation from the general revenue to redeem bonds with accrued interest, of the said railroad held by the permanent public free school fund against the railroad, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Hardin offered the following amendment to the bill:

Amend Senate bill No. 267 by striking out all below the enacting clause and inserting the following:

An Act authorizing and directing the Board of Prison Commissioners of the State of Texas to sell the Texas State Railroad and to cease the operation of same under certain conditions; providing for the advertising of said railroad for sale on certain terms and conditions, and declaring an emergency.

Section 1. The Board of Prison Commissioners of the State of Texas is hereby authorized and directed to sell for the highest amount upon the best terms obtainable the Texas State Railroad, together with all rolling stock, supplies and all other properties of whatsoever kind used in connection with said road and belonging thereto, to any person, firm or corporation who will agree to operate the same, and to execute and deliver to the purchaser thereof a deed to the right of way and to all other lands owned by the State and used in connection with said road, and to do any and all things which may be necessary to convey the title of said railroad, right of way, rolling stock and all other property of whatsoever kind belonging to said railroad to the purchaser thereof; provided, if no purchaser can be found who will agree to operate said railroad,

or if the Board of Prison Commissioners of the State of Texas can sell said road to a better advantage by taking up the rail, ties, bridges, culverts, fences and other property belonging to said railroad, and selling the same as junk, it is hereby directed to cease operation of said railroad on the thirtieth day after this act becomes effective, and to sell said railroad property to the best advantage obtainable as junk. The proceeds received from the sale of said railroad shall first be applied to the payment of the bonds now held by the State of Texas for the use of the permanent school fund of the State, and the remainder, if any, shall be deposited in the State Treasury to the credit of the general revenue.

Sec. 2. Immediately after this act takes effect, it shall be the duty of the Board of Prison Commissioners of the State of Texas to set a date, which shall not be later than thirty days after the time this act becomes effective on which it will receive bids for the purchase of said railroad, and to advertise for sale the Texas State Railroad, together with all of its properties, for at least ten consecutive days in five daily newspapers of general circulation published in different cities within this State, and in said notice of sale shall be stated the time and place when sealed bids will be received for the purchase of said railroad, either as a going concern or as junk, and in said advertisement it shall be stated that all bids shall be accompanied by certified check amounting to ten per cent of the bid as evidence of good faith, which check shall be made payable to the Board of Prison Commissioners of the State of Texas, and be forfeited in the State of Texas, absolutely, should the bidder fail to comply with the terms of his bid. It shall be further stated in said advertisement that the Board of Prison Commissioners reserve the right to reject any and all bids.

Sec. 3. The fact that the Texas State Railroad, as shown by the reports of the Board of Prison Commissioners of the State of Texas is not self-sustaining, that it is costing the State of Texas large sums of money to operate the same, being nearly \$10 000 for December, 1920, and more than \$150,000 from September 1, 1917, to December 31, 1920, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in

force from and after its passage, and it is so enacted.

On motion of Mr. Cummins the amendment was tabled.

Senate bill No. 267 was passed to third reading.

SENATE BILL NO. 276 ON SECOND READING.

On motion of Mr. Mathes, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 276. A bill to be entitled "An Act to require the giving of additional supersedeas bond in cases pending on appeal or writ of error in the Supreme Court or Court of Civil Appeals, wherever after the execution of the original bond, the same becomes insufficient by reason of the insolvency of the sureties on such bond or from any other cause, and providing that failure to execute a new supersedeas bond within twenty (20) days after service of notice to execute such bond, should authorize the court in which said case is pending on appeal, to order the issuance of execution on the original judgment; and further providing that the said appeal or writ of error should be continued as if prosecuted upon the cost bond, in the event that the original supersedeas bond should be deemed sufficient for said purpose by the clerk in which said appeal is pending; otherwise, to be dismissed unless a sufficient cost bond is given within a stated period; to repeal all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and passed to third reading.

SENATE BILL NO. 86 ON SECOND READING.

On motion of Mr. Edwards, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 86, A bill to be entitled "An Act to amend Chapter 129 of the General Laws of the State of Texas, passed by the Thirty-sixth Legislature at its Regular Session, authorizing the State Board of Medical Examiners of this State to cancel the license of any licensed 'practitioner of medicine' when the facts are made known to it that such practitioner has been convicted of the crime of the grade of a felony, and for other reasons; repealing all laws in conflict therewith, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 144 ON SECOND READING.

On motion of Mr. McDaniel the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 144, A bill to be entitled "An Act to amend Article 1480, Chapter 2, Title 29, of the Revised Civil Statutes of the State of Texas, 1911, relating to the purchasing of supplies for the use of counties and providing that in cases of emergency purchases not in excess of one hundred and fifty (\$150.00) dollars may be made upon requisition approved by the commissioners court without advertising for competitive bids, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

Mr. Pollard moved a call of the House for the purpose of maintaining a quorum until 12 o'clock midnight, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

SENATE BILL NO. 283 ON SECOND READING.

On motion of Mr. Hendricks, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 283, A bill to be entitled "An Act providing that all doctors, physicians, midwives, nurses, or those in attendance at childbirth, shall use prophylactic drops in the eyes of the new born to prevent ophthalmia neonatorum; providing that the State Board of Health shall furnish free of cost, to the indigent, such prophylactic drops; affixing a penalty for violations of this act, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and it was passed to third reading.

SENATE BILL NO. 215 ON SECOND READING.

On motion of Mr. Dinkle, the regular order of business was suspended to take

up and have placed on its second reading and passage to third reading.

S. B. No. 215, A bill to be entitled "An Act requiring every individual, firm, association or corporation owning, keeping, conducting or managing an institution or home for the boarding or sheltering of infant children or so-called 'Baby Farm,' or any laying-in hospital, hospital ward, maternity home or other place for the reception, care and treatment of pregnant women, charging a fee or receiving or expecting compensation, shall obtain an annual license from the State Board of Health, which license shall be issued without fee. Local health officer to be given notice of the granting and terms of license. Local health officer to inspect such places at intervals. Requiring the reporting of the birth of any child in such place within twenty-four hours after its occurrence to the local health officer; making it unlawful to operate or conduct any such above mentioned place without having the license mentioned; imposing a fine and other penalty for violation of this act, and stipulating that any license shall be revoked if owner be convicted of conducting a 'disorderly house,' as that term is defined in the criminal laws of this State and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 313 ON SECOND READING.

On motion of Mr. Perkins of Lamar, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 313, A bill to be entitled "An Act to appropriate ten thousand (\$10,000) dollars to purchase the Aitken collection of four thousand volumes on English literature, owned by H. B. Wrenn of Chicago, on which the University of Texas has an option to buy for twenty thousand (\$20,000) dollars, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to third reading.

MOTION TO TAKE UP SENATE BILL NO. 197.

Mr. Barrett of Fannin moved to suspend the regular order of business to take up and have placed on its second reading and passage to third reading, Senate bill No. 197, and the motion was lost.

SENATE BILL NO. 111 ON THIRD READING.

On motion of Mr. Sweet of Tarrant, the regular order of business was suspended to take up and have placed on its third reading and final passage.

S. B. No. 111, A bill to be entitled "An Act authorizing the Governor of Texas to appoint a commission composed of three citizens of the State of Texas to purchase additional lands adjacent to the University property, in the city of Austin, for the use and benefit of the University of Texas; prescribing the duties of such commission; and describing the land to be purchased by the commission; authorizing condemnation proceedings in the event the land desired can not be acquired at reasonable price without such condemnation; making appropriation for the purchase of the same and directing how and when the same shall be paid for and requiring a bond from certain citizens of Austin guaranteeing that the land can be acquired at an amount not exceeding the sum herein appropriated, and declaring an emergency."

The Speaker laid the bill before the House, it was read third time and was passed.

SENATE BILL NO. 89 ON SECOND READING.

On motion of Mr. McKean, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 89, A bill to be entitled "An Act to amend Chapter forty-six (46) of the Acts of the Regular Session of the Thirty-sixth Legislature, so as to provide that all corporations that are required by law to pay an annual franchise tax shall make a report to the Secretary of State between the first day of January and the fifteenth day of March, and prescribing what such report shall contain; providing that the Secretary of State may, for good cause shown, extend such time to any date up to the first day of May; providing the date such report shall be made by certain foreign corporations; prescribing penalty for failure to make such report; providing that such report shall be subject to inspection only by persons who are interested directly in the subject matter of such report, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to third reading.

NOTICE GIVEN.

Mr. Williams of McLennan gave notice that on tomorrow he would call up for consideration at that time the motion to reconsider the vote by which Senate bill No. 84 failed to pass to third reading, which motion to reconsider was duly spread on the Journal.

SENATE BILL NO. 157 ON SECOND READING.

On motion of Mr. Burns, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading

S. B. No. 157, A bill to be entitled "An Act making it unlawful for any person to use or remove from its moorings, without the owner's consent, any boat of any size, character or kind, or to remove therefrom any oar or oars, rowlocks, oar-locks, anchor, anchor-chains, anchor-rope, paddles, seats, planks, poles or rigging of any kind belonging to such boat or vessel that are capable of being operated on the bays, lakes and rivers, oceans or waters of this State, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to third reading.

HOUSE BILL NO. 478 ON SECOND READING.

On motion of Mr. Miller of Dallas, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 478, A bill to be entitled "An Act to establish and maintain a State School of Correspondence at Austin, Texas; to provide all courses of study by correspondence that supply the need of Texas people; to provide for the appointment of an executive board for same, and prescribe for the appointment of members of the faculty prescribing their duties, and provide for the salaries of members of said faculty, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

On motion of Mr. Baldwin, by unanimous consent, House bill No. 478 was laid before the House, read third time, and was passed.

SENATE BILL NO. 240 ON SECOND READING.

On motion of Mr. Stewart of Edwards, the regular order of business was suspended to take up and have placed on

its second reading and passage to third reading,

S. B. No. 240, A bill to be entitled "An Act to repeal House bill No. 832, being Chapter 141, page 556 of the Special and Local Laws of the Thirty-third Legislature, which act provides that Bandera county, or any political subdivision or defined district, shall have the power and is authorized to vote by a 'two-thirds majority of the resident property tax payers, qualified voters of such county or political subdivision thereof, or defined district, now or hereafter to be described and defined, voting thereon to issue bonds to any amount not exceeding one-fourth of the assessed valuation of the real property of such county, or of such political subdivision or defined district, and to levy and collect taxes, to pay the interest on such bonds, and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or graded roads and turnpikes, or in aid thereof, and authorizing the commissioners court of said county to describe and define road districts therein; creating the office of county road superintendent, prescribing his duties and providing for his compensation; providing for the working of county convicts on the roads of said county, to provide for the summoning of road hands and teams for road work and for allowance of time for road service for same, and fixing penalties for violation of any of the provisions of this act; repealing all laws in conflict with this act as applied to Bandera county, and declaring an emergency'; and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to third reading.

SENATE BILL NO. 319 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 319, A bill to be entitled "An Act amending Chapter 41 of the Special Laws passed at the Regular Session of the Thirty-third Legislature, creating a more efficient road system for McLennan county, Texas, so as to authorize the commissioners court of McLennan county pay the road superintendent a yearly salary of not exceeding five thousand (\$5000) dollars, and repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 294 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 294, A bill to be entitled "An Act fixing the time of holding court in the Thirty-eighth Judicial District of Texas, changing the time for holding court in Kerr county, and repealing all laws in conflict herewith."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 48 ON SECOND READING.

On motion of Mr. Thompson of Red River, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 48, A bill to be entitled "An Act to fix a uniform date on which county and precinct officers shall qualify and take over the duties of their respective offices, following their election, and to repeal all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to third reading.

SENATE BILL NO. 297 ON SECOND READING.

On motion of Mr. Crawford, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading

S. B. No. 297, A bill to be entitled "An Act to regulate the business of insurance made on what is known as the Lloyds plan, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Question—Shall the bill be passed to third reading?

SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bills Nos. 210 and 318, to the Committee on Conservation and Reclamation.

Senate bill No. 345, to the Committee on Roads, Bridges and Ferries.

RECESS.

Mr. Curtis moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

Mr. Melson moved that the House adjourn until 8:30 o'clock a. m. tomorrow.

Mr. Williams of McLennan moved that the House recess until 9:30 o'clock a. m. tomorrow.

The motion of Mr. Williams of McLennan prevailed, and the House, accordingly, at 11:59 o'clock p. m., took recess till 9:30 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committee filed favorable reports today on bills as follows:

Roads, Bridges and Ferries, Senate bills Nos. 181, 240, 319.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 361, A bill to be entitled "An Act to appropriate three million dollars (\$3,000,000) out of the general funds of the State to aid the public schools for the scholastic year beginning September 1, 1921, and ending August 31, 1922, the same to be distributed as the available school fund is now distributed."

And find the same correctly engrossed.
SNEED, Chairman.

Committee Room,
Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. J. R. No. 30, Relating to the amending of Article 17, Section 58, of the Constitution of the State of Texas, abolishing the Board of Prison Commissioners; providing for the supervision and management of the prison system under such laws as may be provided for by the Legislature.

H. B. No. 582, A bill to be entitled "An Act attaching the unorganized county of Cochran to the county of Hockley for judicial purposes; providing that all

books, papers, documents, records and property of every kind properly belonging to the county of Cochran and now in the possession or control of the county of Lubbock, or of any official of Lubbock county, shall be as soon as possible transferred and delivered to the proper officials of Hockley county; providing that all expenses incurred in effecting such transfer shall be borne and paid by the county of Hockley out of its general revenues; repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 525, A bill to be entitled "An Act making appropriation for the purchase by the Adjutant General of Texas of fireproof filing cabinets for the storing and preserving of the war records of the soldiers, sailors, marines and nurses of Texas who served in the world war, and declaring an emergency."

H. B. No. 519, A bill to be entitled "An Act amending Section 25 of Chapter 60 of the General Laws of the Regular Session of the Legislature, as amended and enacted by Chapter 12 of the General Laws of the First Called Session of the Thirty-fifth Legislature, so as to authorize the county commissioners courts to appoint a person, or persons, to administer hog cholera virus without the necessity of obtaining the permission of the Live Stock Sanitary Commission, and declaring an emergency."

And find the same correctly engrossed.
SNEED, Chairman.

Committee Room,
Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 341, A bill to be entitled "An Act to amend Article 7617, Chapter 13, Title 126, of the Revised Statutes of 1911, and providing additional duties of the tax collector, requiring an entry upon the tax rolls when payment of taxes has been made, and prescribing that such entry shall be taken as evidence of the payment of said tax; specifying a penalty for failure to perform such duties; and declaring an emergency."

H. B. No. 441, A bill to be entitled "An Act to amend Section 2, Chapter 49, Acts of the Thirty-fourth Legislature, Regular Session, providing compulsory school attendance of blind children at Texas School for the Blind under the enforcement provisions of said act."

H. B. No. 577, A bill to be entitled "An Act creating the Lueders Independent School District of Jones county, Texas; defining its boundaries; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas on independent school districts, and the board of trustees thereof; declaring that all taxes or bonds heretofore authorized by any and all former school districts included within the boundaries hereof shall remain in full force and effect; providing that such board of trustees shall have the power to take, receive, sell, convey, transfer and dispose of real and person property; repealing Chapter 11 of the Special Laws of Texas passed at the Second Called Session of the Thirty-first Legislature; providing for elementary schools at convenient locations; providing for transportation of pupils, and declaring an emergency."

H. B. No. 575, A bill to be entitled "An Act creating and incorporating the O'Donnell Independent School District in the counties of Lynn and Dawson, in the State of Texas; defining the boundaries thereof; providing for a board of trustees, their election, terms of office, qualifications, powers, duties and authority; authorizing the board of trustees to levy, assess and collect taxes for maintenance and building purposes, and to issue bonds; providing for a collector and assessor of taxes and a board of equalization; providing that said O'Donnell Independent School District shall assume and discharge all valid outstanding obligations and indebtedness, if any, of any common school district comprising all or any of the land embraced within the boundaries created; validating and continuing in force any and all taxes heretofore voted and now in force in any such common school district, and providing that title to any and all property of any such common school district shall vest in the trustees of said O'Donnell Independent School District; providing for filling vacancies in the board of trustees; providing for a seal for said district; providing that the board of trustees shall be governed by the general laws of Texas in all matters where this act is silent; repealing all laws in conflict herewith; providing that invalidation by the courts of any section or provision of this act shall not invalidate any remaining provision of this act, and declaring an emergency."

And find the same correctly engrossed,
SNEED, Chairman.

Committee Room,
Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and compared

H. B. No. 384, A bill to be entitled
"An Act reorganizing and adjusting the
Fourth and Seventy-first Judicial Dis-
tricts of Texas, incorporating Gregg
county in the Seventy-first Judicial Dis-
trict and fixing the time of holding
court in each of the several counties of
said two districts, and providing for
the proper administration of said
courts."

H. B. No. 476, A bill to be entitled
"An Act to transfer from the Game,
Fish and Oyster fund to the available
public free school fund all sums of
money now remaining unexpended in the
State Treasury heretofore received as
royalty from oil and gas leases issued
on river beds and channels, fresh water
lakes and islands therein, and salt
water lakes, island bays, inlets, marshes
and reefs owned by the State within
tide water limits, and that portion of
the Gulf of Mexico within the jurisdic-
tion of Texas; and to provide that all
sums of money hereafter received from
royalty and payment of acreage of said
areas shall be credited to the available
public free school fund; repealing all
laws and parts of laws in conflict her-
ewith, and declaring an emergency."

H. B. No. 576, A bill to be entitled
"An Act creating and incorporating the
Redwine Independent School District in
Lynn county, Texas; defining the bound-
aries thereof; providing for a board of
trustees, their election, term of office,
qualifications, powers, duties and au-
thority; authorizing the board of trust-
ees to levy, assess and collect taxes
for maintenance and building purposes
and to issue bonds; providing for a col-
lector and assessor of taxes and a board
of equalization; providing that said
Redwine Independent School District
shall assume and discharge all valid
and outstanding obligations and indebt-
edness of the common school district
comprising the same territory; vali-
dating and continuing in force any and
all taxes heretofore voted and now in
force in such common school district,
and providing that title to any and all
property of such common school district
shall vest in the trustees of the inde-
pendent school district hereby created;
providing for filling vacancies on the
board of trustees; providing for a seal

for said district; providing that the
board of trustees shall be governed by
the general laws of Texas in all matters
where this act is silent; repealing all
laws in conflict herewith; providing
that invalidation by the courts of any
section or provision of this act shall
not invalidate any remaining provisions
of this act, and declaring an emer-
gency."

H. B. No. 581, A bill to be entitled
"An Act to amend Chapter 118, Special
Laws passed at the Regular Session of
the Thirty-fifth Legislature, the same
being a special law for Cherokee county,
Texas, etc., and declaring an emer-
gency."

H. B. No. 117, A bill to be entitled
"An Act for the purpose of promoting
the public school interests of rural
schools and those of small towns, of
aiding the people to provide adequate
school facilities for the education of
their children, by the appropriation of
two million dollars each year, or so
much thereof as may be necessary, for
the next two fiscal years, ending Au-
gust 31, 1922, and August 31, 1923, re-
spectively, by allowing the State Board
of Education and the State Superintend-
ent of Public Instruction to aid such
schools, in accordance with the condi-
tions herein specified; providing how
such schools shall be located and school
buildings constructed, furnished and
maintained; providing certain prere-
quisites for the granting of such aid,
and providing that no school having
over five hundred scholastics shall re-
ceive such aid, except in the case of
bona fide consolidated schools situated
in the country; giving preference to all
school districts in which the available
school funds, together with the local
district tax, will not maintain the
school six months in the year; provid-
ing that such schools receiving such aid
shall have a certain percentage of at-
tendance with exceptions; granting au-
thority to the State Board of Education
and the State Superintendent of Public
Instruction to act for the best interests
of the schools in cases and conditions
not covered by the law; giving to the
State Board of Education and the State
Superintendent power to establish rules
and regulations for the improvement of
country schools receiving the benefits of
a portion of the funds provided for in
this act; providing for the expenses of
administration by action of the State
Board of Education; providing for re-
ports to be made to the State Superin-
tendent of Public Instruction and for

the manner of payment and disbursement of all money granted under the provisions of this act; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

And find the same correctly engrossed.
SNEED, Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 224, "An Act to amend Sections 1 and 15 of Chapter 81 of the General Laws of the State of Texas, passed by the Fourth Called Session of the Thirty-fifth Legislature, approved April 3, 1918, creating the Commission of Appeals of the State of Texas, as amended by Chapter 34 of the General Laws of the State of Texas, passed by the Second Called Session of the Thirty-sixth Legislature, approved July 25, 1919, extending the term of said commission to the last Saturday in June, 1921, and providing for the appointment of judges for said extended term; providing for the extension of the term of said commission from the last Saturday in June, 1921, until the last Saturday in June, 1923, for the appointment of judges for said extended term, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,
Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 132, "An Act to amend Chapter 85 of the Acts of the Regular Session of the Thirty-third Legislature, as amended by Chapter 46 of the Acts of the Regular Session of the Thirty-sixth Legislature of the Local and Special Laws, entitled 'An Act to provide the mode by which horses, mules, jacks, jennets and cattle may be prevented from running at large in subdivisions of Harris county, and repealing all laws and parts of laws in conflict therewith, and declaring an emergency,' by providing therein that no subdivision of Harris county so described, including an incor-

porated city or town, shall extend more than five (5) miles beyond the limits of said incorporated city or town; and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,
Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 34, Relating to expenses of committee to investigate penitentiary affairs,

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,
Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 32, Endorsing administration of President Woodrow Wilson,

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,
Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 33, Providing for transmission of message to President Wilson,

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,
Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 12, "An Act to amend

Chapter 6, Title 71, of the Revised Civil Statutes, providing for the incorporation, organization, regulation, and supervision of mutual life insurance companies in this State, and providing penalties for the violation of this act,"

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,
Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 36, Relating to reclamation of arid and swamp lands,

Have carefully compared same and find it correctly enrolled, and have this day, at 4:40 o'clock p. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,
Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 432, "An Act to amend Section 8 of Chapter 139 of the General Laws of the State of Texas passed by the Thirty-sixth Legislature at its Regular Session, and amended by the Thirty-sixth Legislature at its Second Called Session, Chapter 5, page 24, of the General Laws of the Second Called Session of the Thirty-sixth Legislature; changing the time of holding court in the various counties of the Forty-second Judicial District of Texas; abolishing the criminal jurisdiction of said district court in Stephens county and conferring said criminal jurisdiction upon the district court of the Ninetieth District of Texas; abolishing the office of assistant district attorney for Stephens county in the district courts of the Forty-second Judicial District and the Ninetieth Judicial District and creating the office of district attorney in the district court of said Ninetieth Judicial District of Texas and providing the district attorney of said district court for said Ninetieth Judicial District shall draw the same salary as now being drawn by said assistant district attorney; validating all process, writs and bonds issued or executed prior to the taking effect of this act; repealing all laws and parts of

laws in conflict herewith, and creating an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 4:40 o'clock p. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,
Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 468, "An Act creating the Ninety-second Judicial District, to be composed of the counties of Young, Archer and Clay, and fixing the terms of said court; providing for the election of a district judge and district attorney; providing that the Thirtieth Judicial District, now composed of the counties of Young, Archer, Clay and Wichita, shall hereafter be composed of Wichita county only, and fixing the term of said Thirtieth Judicial District; providing for the officers of the court and preserving the status of cases and proceedings, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 4:40 o'clock p. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,
Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 344, "An Act to create a more efficient road system for Bee county, Texas, making the county commissioners of said county ex-officio road commissioners and prescribing their duties as such; providing for their compensation as such road commissioners, and defining their powers and duties; providing for the condemnation of land for public road purposes, and providing that said county court can take materials adjacent to or accessible to public roads for the construction thereof, and providing for payment thereof; providing that the commissioners court shall expend money upon the roads, bridges and improvements therein in the different commissioners precincts outside of the corporate limits of any city or town in proportion to the amounts of money paid into the coun-

ty from such different precincts; providing for the employ of one or more competent surveyors or engineers to supervise road work; fixing their salary, and providing for payment thereof; providing for a consulting engineer and his salary; providing that said court may adopt such system for working, laying out, draining and repairing of the public roads of the county as it may deem best; further providing for the purchase of teams, tools and machinery for working said roads, and for contracting for construction of roads and bridges; providing a method of securing bids for such contracts; further providing that said Bee county, or any political subdivision thereof, may purchase any road building material or machinery; declaring certain roads and highways to be public roads; classifying all public roads; requiring the classification of the roads to be recorded in the minutes of the commissioners court; providing for the protection of trees along public roads, and for signboards; providing that the court shall have the authority to pay necessary traveling expenses of the county judge or any of the members of the court, when sent by the court out of the county on official business; providing for exemptions from road duty to certain persons; providing that certain persons shall be liable to road duty and providing a method of enforcing work on the road, and providing a penalty for failure to perform the labor required hereunder; further providing that the commissioners court may require all able-bodied male convicts not otherwise employed, to labor on the public roads at such time and under such regulations as may be deemed proper, and for commutation as a reward for faithful service and good behavior, in no case to exceed one-fourth of the time required to satisfy his fine and cost, and one dollar per day for each day he labors; further providing that if a convict satisfies his fine in full the commissioners court shall pay a certain portion thereof to the officers and witnesses entitled to receive it out of the road and bridge fund upon the order of the court, and if a convict dies or escapes, the amount worked out shall be prorated on the fine, and to the officers and witnesses; and further providing that this act shall be taken notice of by the courts of this State, but shall be construed to be cumulative of the general laws of the State on the subjects of roads and bridges when not in conflict therewith, but in case of such

conflict, this act shall control as to Bee county; defining what the term 'roads' shall include, defining the term 'work,' repealing all other special road laws heretofore passed for the benefit of Bee county, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 11:15 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,

Austin, Texas, March 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 396, "An Act to amend Section 15, Chapter 9, of the Third Called Session of the Thirty-fifth Legislature of Texas, the same being 'An Act to create a special road law for Red River county; providing in said amendment that the county surveyor of Red River county, Texas, shall be ex-officio county road superintendent of said county, and requiring a bond,'"

Have carefully compared same and find it correctly enrolled, and have this day, at 11:15 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

THIRTY-EIGHTH DAY.

(Continued.)

(Thursday, March 10, 1921.)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Thomas.

SENATE BILL NO. 297 ON PASSAGE TO THIRD READING.

The Speaker laid before the House, as unfinished business, on its passage to third reading,

S. B. No. 297. A bill to be entitled "An Act to regulate the business of insurance made on what is known as the Lloyds plan, and declaring an emergency."

The bill having heretofore been read second time.

Senate bill No. 297 was then passed to third reading.

RELATING TO SENATE JOINT RESOLUTION NO. 1.

Mr. John Davis of Dallas asked unanimous consent of the House to expunge